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## Business Climate



### Report: Share Of Small-Business Owners Raising Compensation Highest Since 1986.

Bloomberg News (5/31, Golle) reported that according to a new report from NFIB, released last Thursday, "more US companies are finally starting to boost wages as they grow more desperate to fill positions with qualified personnel in a tightening labor market." Bloomberg wrote that "the net share of small-business owners who said that they raised compensation in May climbed 2 percentage points to 35 percent, the highest in monthly records back to 1986," adding that "transportation, communications, construction, manufacturing and financial services were among the industries with the highest increases in compensation." In addition, "With job openings at an all-time high, 23 percent of small-business owners cited the difficulty finding workers with the necessary skills and

qualifications, the highest share since 2000," while at the same time "twenty-nine percent of respondents said they have openings for skilled workers, the third-highest reading since 2000."

### Poll: Stock Market Expected To Rise 6% In Second Half Of 2018.

Reuters (5/31, Valetkevitch) reported that "expectations for solid economic and earnings growth will help US stocks find slightly firmer footing in the second half of the year, according to a Reuters poll of strategists who expect the market to gain about 6 percent between now and year-end." According to strategists consulted by Reuters, "While first-quarter earnings gains of 26.3 percent for S&P 500 companies have sparked concerns growth may have peaked for the current up trend, profit growth for the rest of this year and next will stay strong enough to support market valuations." The article added that "a US tax overhaul approved by Congress late last year – the biggest in more than 30 years – included hefty tax cuts for corporations, resulting in a jump in profit forecasts for 2018 and a fresh run to record highs on Wall Street." It quoted Credit Suisse Securities Chief US Equity Strategist Jonathan Golub, saying, "The most important thing by far is, is there a reasonable likelihood of a recession in the next nine to 12 months? Right now it looks like the likelihood of having a recession is low."

### Small Business Owners Increasingly Recruit Employees With Disabilities.

The AP (6/1, Rosenberg) reported, "Many small business owners are open to hiring or specifically recruit people who have disabilities," while "the unemployment rate for people with disabilities who want to be hired is 8 percent." Because of state and federal laws, employers may be required to help employees with

disabilities who “need help balancing their work and their personal or medical needs” by means of “flexible work hours, time off for doctor appointments and desks that can be raised or lowered.”

### **China: Trade Commitments Are Off If US Imposes Tariffs.**

Bloomberg News (6/3) reported, “China is expressing increasing frustration with the tactics deployed by the White House,” with the country saying its commitments to date in trade talks with the US will be withdrawn if President Trump imposes tariffs, according to state-run Xinhua News Agency, “citing a statement from the Chinese team that met with a U.S. delegation<sup>↗</sup> led by Commerce Secretary Ross. On Sunday, Ross met with Chinese Vice Premier Liu He, and Ross called the talks “friendly and frank.” Meanwhile, “Ross is under pressure from U.S. lawmakers to stay tough on Chinese telecom-equipment maker ZTE Corp,” as legislators “from both parties have questioned Trump’s leniency toward ZTE, arguing the company represents a security risk.”

Politico (6/3, Behsudi) reported, “All economic and trade outcomes of the talks will not take effect if the U.S. side imposes any trade sanctions including raising tariffs,” the Chinese government said in a statement posted by Xinhua. While China indicated willingness to increase US farm good and energy imports, “Beijing said the outcome of any talks should be based on ‘meeting each other halfway’ and a prerequisite that the two sides won’t engage in a trade war.”

Under the headline “U.S.-China Trade Talks End In An Impasse,” the New York Times (6/3, Bradsher, Subscription Publication) reported the trade talks in Beijing ended “without any announced deals and with Chinese officials refusing to commit to buying more American goods without a Trump administration agreement not to impose further tariffs on Chinese exports.” The issue of ZTE remains “an awkward issue.”

**Navarro, McCarthy Defend Tariffs.** The Washington Times (6/3, Richardson) reported White House Director of Trade Policy Peter Navarro pointed to falling unemployment rates and the expansion of manufacturing to answer concerns that tariffs could cause the loss of US jobs. Navarro said on Fox News’ Sunday Morning Futures, “The President is going to defend this country, he stands for American workers, and he’s standing up for them now.” Politico (6/3, Klimas) reported House Majority Leader McCarthy on CNN’s State Of The Union defended the tariffs as “standing up” for free trade. On Canada, he said, “look what they do when it comes to our dairy products,” adding, “Our wine cannot sit on their supermarkets.”

**WSJournal Analysis: Tariff Escalations Could Threaten US Economy.** In an analysis, the Wall Street Journal (6/3, Torry, Subscription Publication) reported that while the economic impact of the tariffs on steel and aluminum imports on the US economy as a whole is expected to be minor, tensions are increasing and other countries have started imposing tit-for-tat retaliation. Should such a pattern continue, it could be a risk for the economy as a whole. Economists surveyed by The Wall Street Journal in March averaged predictions of 845,000 net US jobs lost if tariff and nontariff barriers return to the levels preceding NAFTA and the WTO. Already, US hot-rolled coil steel futures contracts’ prices are up 10% and aluminum prices rose 6.2% since March.

### **Small Business Owners Increasingly Turning To Personal Credit Cards.**

Payment Week (5/30) reported a new Nav study “shows...small business owners increasingly turn to personal credit cards for financing.” The Nav study “found that small business owners had an average of 4.78 personal credit cards, as compared to 2.32 for the average consumer.” In addition, consumer limits “were around \$18,401, while business owners had limits around \$35,291.”

## **Small Business Marketing**

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### **Report: Social Media An Essential Tool For Small Businesses.**

The Upstate Business Journal (SC) (5/31) reported that a report from the U.S. Chamber of Commerce Technology Engagement Center, Morning Consult, and Facebook, "found that small businesses create an estimated 4 out of every 5 new jobs in the United States and that small businesses' digital usage translates into those jobs." In South Carolina, "46 percent of small businesses on Facebook said the social media platform is an essential tool for running their business, and that it has helped them hire employees," while 62 percent "said Facebook allows them to find customers in other cities, states, and countries."

## **Wages and Benefits**

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### **Employers That Increase Minimum Wages May Decrease Worker Healthcare Benefits, Study Finds.**

In a perspective piece in the Washington Post (5/30), Gene Marks, owner of the consulting firm The Marks Group, wrote that "a working paper released this week by researchers at the National Bureau of Economic Research" found what researchers describe as "robust evidence" that those "employers who raised the minimum hourly wages" of employees "also reduced the amount they paid for their employees' health-care benefits to cover those added costs." Researchers examined employee pay data from 2011 to 2016. Researchers found that "workers whose minimum wage was increased by \$1 found that 9 percent to 57 percent of their wage gains were offset by a decline in their employer's health insurance coverage."

## **Retail Trade News**

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### **Amazon Continues To Struggle With Counterfeit Goods.**

Engadget (5/31) reported that Amazon still struggles with counterfeits on its platform. The Counterfeit Report, an advocacy group, has found 58,000 counterfeit products on Amazon since May 2016. While that is a small portion of the 560 million items found on the platform, Craig Crosby, TCR's publisher and CEO, said that as Amazon's sales increase, so will the fake-goods problem.

- **NFIB Survey: Americans View Small Businesses as Crucial to Economy.**
- **Fed Regional Survey: US Small Businesses Report Rising Confidence.**
- **OC&C Partner Says Retailers Can Compete Against Amazon By Creating Curated Experience.**
- **Coalition Of GOP Lawmakers, Advocacy Groups Expected To Release Plan To Repeal ACA.**
- **China's Soybean-Buying "Spree" Faces Challenges.**

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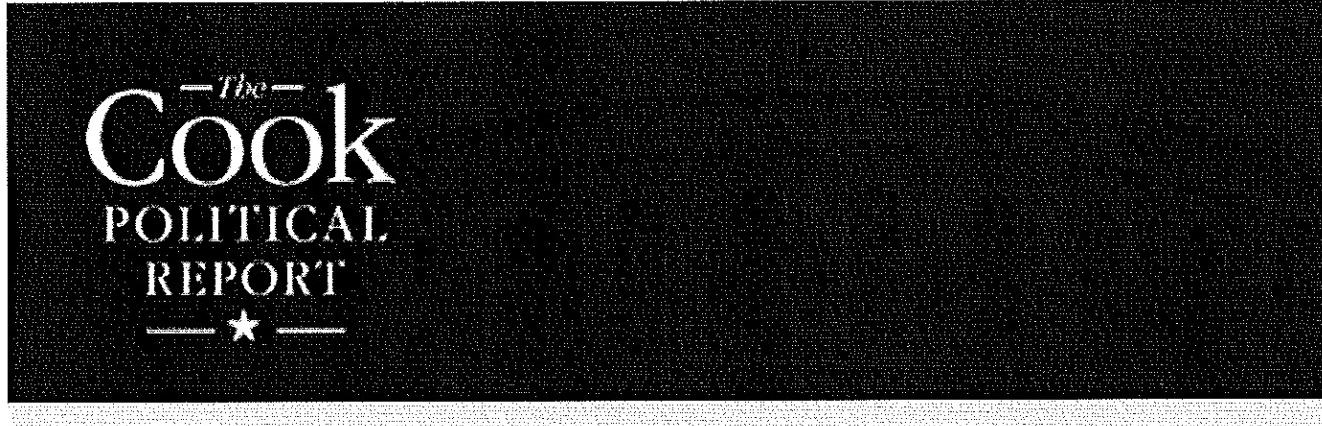
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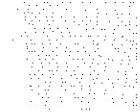
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**From:** The Cook Political Report  
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**To:** William Reineke  
**Subject:** Cook Political Report Newsletter for June 8, 2018



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# WEEKLY UPDATE

June 8, 2018



## DAVID WASSERMAN

HOUSE OVERVIEW

### House Ratings Changes: Democrats Breathe a California-Sized Sigh of Relief

*June 8, 2018*

Democrats have to be happy and relieved by the results of Tuesday's primaries: appear to have avoided getting "locked out" of California's top-two primaries, adding candidates to the November ballot in all of the seven GOP seats they're targeting (although in several districts, they didn't avert catastrophe by much). And in New Democrats' top recruits comfortably won their primaries in two key GOP-held op

CALIFORNIA HOUSE

### Final California Primary Preview: High Stakes for House Democrats

*June 4, 2018*

Democrats' route to the House majority runs through California more than any other state. Nationally, they need to win 23 GOP seats to win the chamber, and in California there are seven Republican incumbents sitting in seats Hillary Clinton carried in 2016. Of those seven seats include at least a piece of Orange County, which in 2016 voted Democrat for president for the first time since 1936.



## JENNIFER DUFFY

ALASKA GOVERNOR

### Alaska Governor: The Best Laid Plans...

*June 8, 2018*

Independent Gov. Bill Walker is among the most vulnerable incumbents seeking election this cycle. He had hoped to improve his chances in November by running as a Democrat while vowing to remain an independent.

GOVERNORS OVERVIEW

### Governors: Post-Primary Bottom Lines (AL, AR, CA, CO, MN, NM, SD)

*June 8, 2018*

The following Bottom Lines have been updated following this week's Senate primaries.

Alabama, Arkansas, California, Georgia, Iowa, Minnesota, New Mexico, South Dakota, Tennessee, Texas, Utah, Virginia, Washington, West Virginia, Wisconsin, Wyoming

SENATE OVERVIEW

**Senate: Post-Primary Bottom Lines (CA, MS, MT, NJ)**

June 8, 2018

The following Bottom Lines have been updated following this week's Senate primaries in California, Mississippi, Montana and New Jersey.

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## AMY WALTER



NATIONAL POLITICS

**How to Define a Wave**

June 7, 2018

With President Trump's job approval ratings up, the economy humming and the congressional ballot tightening, it no longer looks as dire out there for GOP. Son Washington Post's Michael Scherer, argue that "shifts in the national mood raise possibility that an anticipated electoral wave could flatten into a ripple."

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## CHARLIE COOK



NATIONAL POLITICS

**America's Seismic Political Shifts**

June 8, 2018

The cover of the April 21 issue of The Economist asked, "What's become of the Republican Party?" Inside, the article was headlined, "How the elephant got fat," beginning with a quote from a speech that Sen. Jeff Flake made in March: "Never has a major party abandoned, fled its principles and deeply held beliefs so quickly as my party has." Flake added, "We have become strangers to the face of the nativist juggernaut." Flake added, "We have become strangers to ourselves." Had The Economist waited a month, it could have added a quote from House Speaker John Boehner, who told the Detroit Regional Chamber's renowned Mackinac Policy Conference last week that "there is no Republican Party. There never was a Republican Party. ... The Republican Party is kind of taking a nap somewhere."

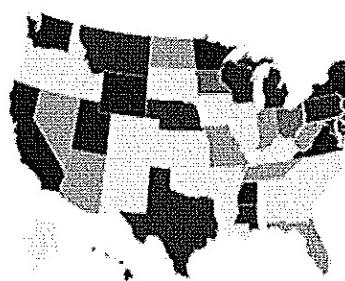
NATIONAL POLITICS

**Presidential Disapproval Marks Portend Bad Autumn for Congressional GOP**

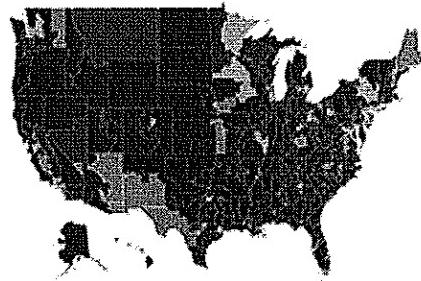
June 5, 2018

For better or worse, midterm elections are almost invariably referenda on the incoming president. In four of the past eight midterm elections, the sitting president's final pre-election Gallup approval rating was 56 percent or higher. In those four midterms, the incumbent party losses were minimal.

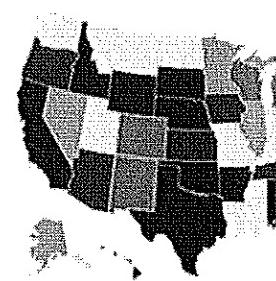
## RACE RATINGS



Senate Race Ratings



House Race Ratings



Governors Race R

## WAIT THERE'S MORE

Senate At-A-Glance  
Governors At-A-Glance  
House At-A-Glance

The Cook Political Report

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# NADA HEADLINES

June 19, 2018

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## Top Stories

### Attention: Avoid Fraud Scheme Involving Vehicles Shipped to Greater Chicago Area

The Chicago Police Department has requested that NADA disseminate the following information:

We are requesting that motor vehicle dealers throughout the nation exercise extraordinary diligence in verifying the identity of customers who attempt to purchase vehicles via the internet and have them shipped to the Chicagoland area (which includes the city of Chicago, its suburbs, and Northern Indiana). We are seeing an epidemic of vehicles being purchased via identity theft and shipped to the Chicago area from around the country. The vehicles are usually valued at \$50,000 or more. The transactions usually start via an internet search. Credit applications and other paperwork are either filled out on-line or sent to the dealership via FedEx after they are requested to be sent to an address in the Chicago area (often times a vacant building). The offenders create a phony email account in the victim's name as well as a fake driver's license

## Quotable

"It seems like it is going to be so devastating that I can't imagine that they're actually going to do it."

-- Kristen Dziczek, vice president of labor and economics at the Center for Automotive Research, commenting on President Trump's threat to slap 25 percent tariffs on imported vehicles and components, [The Associated Press](#), June 18

## Upcoming Seminars

[Advanced Service Management](#)  
Sept. 24 – 28

with the victim's information, and they use Google Voice or other applications whose phone numbers are not traceable. The offenders oftentimes seek to arrange their own transportation for the vehicles to be shipped.

This is an elaborate scheme that can be stopped if dealerships conduct a thorough examination of on-line loan applications and related paperwork and institute a waiting period before shipping the vehicle. This will help protect both the dealership and innocent persons whose identities are being stolen. In every incident that we have investigated, there are several red flags that the dealership should have caught prior to shipping the vehicle. The Chicago Police Department is fielding at least three requests a week to investigate and recover vehicles that were purchased via identity theft and shipped to Chicago from out of state. In most cases, the credit application was initially approved and the vehicle was shipped. Upon further review of the credit application, inconsistencies were identified and the credit was declined. We have recovered vehicles shipped to the Chicago area from several states including Utah, Florida, Texas, Delaware and Pennsylvania.

If you have questions or concerns, contact: Sgt. Keith A. Blair, Commanding Officer, Chicago Major Auto Theft, Investigative Unit, Central Investigations Division - Unit #606, Chicago Police Department, 3151 W. Harrison St., Chicago, IL 60612 or [keith.blair@chicagopolice.org](mailto:keith.blair@chicagopolice.org).

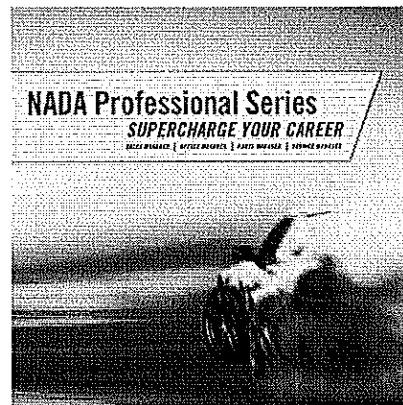
**NADA Note:** *The Federal Trade Commission's Red Flags Rule requires dealers who offer or maintain consumer credit (including retail installment sale contracts and vehicle leases) and dealers who offer business credit where a reasonably foreseeable risk of identity theft exists to maintain a written Identity Theft Prevention Program that (i) identifies relevant red flags that indicate the possible existence of identity theft, (ii) contains reasonable procedures to detect and respond to those red flags, and (iii) is updated periodically to reflect new identity theft risks. Information on the full scope of duties is available in NADA's A Dealer Guide to*

Advanced Parts Management

Oct. 8 & 0 12

Financial Management

Nov. 5 – 9



the FTC Red Flags and Address Discrepancy Rules: Protecting Against Identity Theft.

Experts Say Auto Tariffs Would Raise Prices, Cost Jobs

Every workday, about 7,400 trucks mostly loaded with automotive parts rumble across the Ambassador Bridge connecting Detroit and Canada, at times snarling traffic along the busy corridor. But if President Donald Trump delivers on threats to slap 25 percent tariffs on imported vehicles and components, there will be far fewer big rigs heading to factories that are now humming close to capacity on both sides of the border. The tariff threat could be a negotiating ploy to restart stalled talks on the North American Free Trade Agreement. But it also could be real, since the administration already has imposed duties on \$50 billion worth of Chinese imports, as well as steel and aluminum from China, the European Union, Canada and Mexico.

*Source: The Associated Press*

China Hits U.S. Auto Sector With Retaliatory Duties

China retaliates swiftly to the Trump Admin.'s June 15 imposition of 25% duties on Chinese automotive exports, announcing matching 25% retaliatory duties the following day on a wide range of U.S. exports of cars, SUVs and off-road vehicles, including hybrids and electric autos. The Customs Tariff Commission of the State Council of China says duties also will be imposed on U.S.-made transmissions and trucks weighing more than five tons. The U.S. would pursue additional tariffs if China retaliates, Trump said in a June 16 statement prior to China's announcement of retaliatory tariffs.

*Source: WardsAuto*

Mitsubishi Ahead of Midterm Targets for Car Sales and Profit Margin, COO Says

It has been a year and a half since Nissan took a controlling stake in Mitsubishi and installed hard-charging British executive Trevor Mann as its chief operating officer. Last October, the new management team presented an interim growth plan that targets

increased vehicle sales, revenue and profits as the automaker shifts Mitsubishi models onto platforms used by the Renault-Nissan alliance. Mann is already seeing positive results, he told *Automotive News* Europe Correspondent Nick Gibbs.

*Source: Automotive News*

**Honda Breaks CPO Sales Record Set Almost 5 Years Ago**

Last month, Honda broke a certified pre-owned sales record that had stood for almost five years. There were 26,192 Honda CPO units sold in May, the strongest ever for the brand's certified program. The previous record was set in August 2013, when Honda sold 25,139 CPO vehicles, the automaker said in a news release.

*Source: Auto Remarketing*



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ALEC Events and Education, June 19, 2018

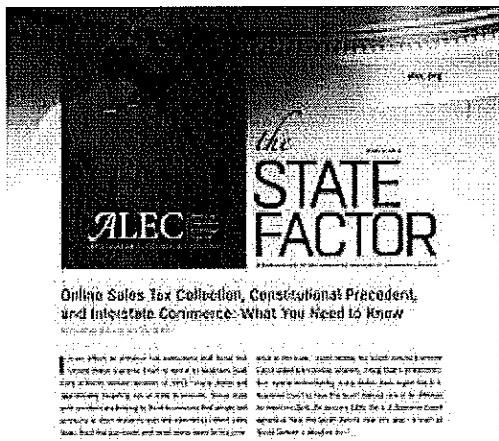
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## Online Sales Tax

### Learn More About Internet Sales Tax Ahead of Upcoming *Wayfair* Decision

Center for State Fiscal Reform

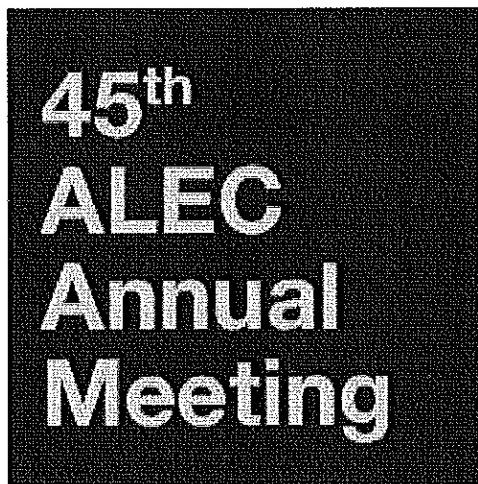


A Supreme Court decision is expected soon in the *South Dakota v. Wayfair* case before the U.S. Supreme Court, which is concerned with the collection of Sales Tax from online retailers. ALEC has produced a number of resources to educate lawmakers and policy leaders on the nuance of this issue, including a [State Factor Report](#), an [Amicus Brief](#), and new op-eds in [The Daily Signal](#) and [The Hill](#). Check out these materials to learn about the topic ahead of this important decision.

## ALEC 45th Annual Meeting

### Register for the 45th ALEC Annual Meeting Today

American Legislative Exchange Council



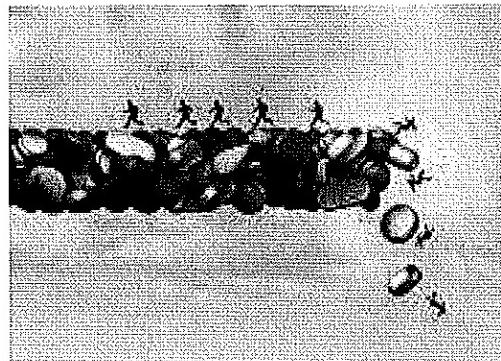
Registration is now open for the **45th ALEC Annual Meeting**. The meeting will take place **August 8-10 in New Orleans, Louisiana**. ALEC looks forward to seeing you in New Orleans. To register or learn more about the meeting, follow the link below.

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## Legislator Voices

### On Opioids, Congress Can Learn from the States

Rep. John Nygren | WI-89 | *Washington Examiner*



"While no one denies the criminal component of illegal opioid use, legislators must address the opioid epidemic in the same way as we treat other public health issues — by treating the disease. For three years, I've read about increased awareness of the looming national epidemic, but state legislators have been debating and developing solutions — state-by-state — for almost a decade."

[Read Article](#)

## Worker Freedom

## **Janus v. AFSCME: “Let Me Out”**

Michael Slabinski and Ben Moulton | Commerce, Insurance, and Economic Development



An upcoming U.S. Supreme Court decision, *Janus v. AFSCME*, will once again put the issue of union fees, as a condition of employment, back on the table. If Mark Janus wins his case against the American Federation of State, County and Municipal Employees, millions of government workers across the country will no longer be forced to pay union dues that violate their First Amendment right.

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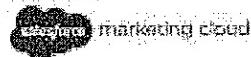
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**To:** Bill.Reineke@ohiohouse.gov  
**CC:** William Reineke  
**Subject:** FW: Key Vote Alert - HB 494

Chamber key vote

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**From:** Ohio Chamber of Commerce <dboyd@ohiochamber.com>  
**Sent:** Wednesday, June 20, 2018 9:05 AM  
**To:** Rep88 <Rep88@ohiohouse.gov>  
**Subject:** Key Vote Alert - HB 494

 **OHIO CHAMBER**  
of COMMERCE

**KEY VOTE ALERT**

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**TO:** Members of the Ohio House of Representatives

**FROM:** Don Boyd, Director, Labor and Legal Affairs

**RE:** Upcoming Floor Vote on House Bill 494

**DATE:** June 20, 2018

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House Bill 494 would further clarify that the employees of a franchisee will not be considered employees of a franchisor for the purposes of Ohio Minimum Fair Wage Standards, Workers' Compensation, Unemployment Compensation, or Income Tax laws. This legislation is, in part, due to the National Labor Relations Board (NLRB) decision in *Browning-Ferris Industries*, 362 NLRB No. 186 (2015), which upended 30 years of precedent and established an unworkable joint-employer standard that could have a devastating impact on the franchise business model. In *Browning-Ferris* the 2015 NLRB ruled that employers could be deemed joint employers simply by reserving control or exerting indirect control over the same workers. This eliminated the previously long-standing requirement that an employer **actually** exercise control rather than simply having a contractual right to do so. The board in the case also threw out the precedent that an

employer must exercise direct, immediate, and not limited and routine control over an employee ruling that indirect control, such as through an intermediary, was sufficient to establish joint employment.

Thus, under the *Browning-Ferris* decision, simply having a contractual right to control could create joint-employment between two separate businesses. This is especially problematic for businesses utilizing the franchise model because both parties to the relationship could be deemed joint employers for purposes of unionization, collective bargaining, and defense of unfair labor practice allegations. If this interpretation is adopted in other areas, such as those state laws clarified by HB 494, it could threaten the autonomy of franchisees to act as independent business owners. Further, franchisors could face unfettered liability for the HR and other decisions of franchisees even when they do not exercise control over daily operations or employment decisions.

While state law cannot overturn the NLRB decision, HB 494 will prevent state agencies and regulators from extending the *Browning-Ferris* joint-employer standard when interpreting state laws here in Ohio. The legislation clarifies that the employees of a franchisee will not be considered the employees of a franchisor unless the franchisor expressly assumes that role in writing. HB 494 simply codifies what the parties to franchise agreements always knew the law to be.

**The Ohio Chamber of Commerce strongly supports HB 494 because we believe this legislation improves Ohio's legal climate while bringing stability and predictability to this area of the law.**

We urge you to vote yes to HB 494. **Please be aware that the vote on HB 494 will be reflected in the Ohio Chamber's General Assembly Voting Record.** If you have any questions about this bill or the Ohio Chamber's position, please contact me at (614) 228-4201 or [dboyd@ohiochamber.com](mailto:dboyd@ohiochamber.com).



Ohio Chamber of Commerce | 230 E. Town St., Columbus, OH 43215

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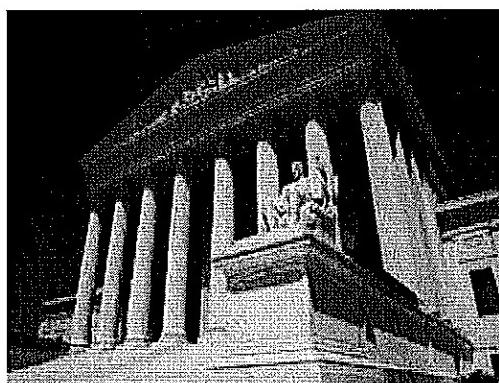
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## Online Sales Tax

### **ALEC Statement on *South Dakota v. Wayfair* Decision**

American Legislative Exchange Council

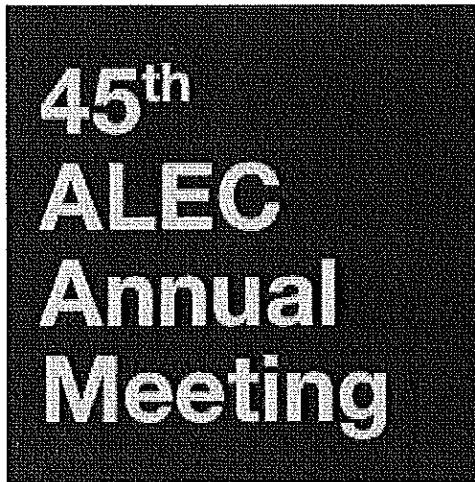


The Supreme Court today released their decision in *South Dakota v. Wayfair*, concerning the collection of sales tax for online retailers. ALEC has released a statement on the decision in the case, for which the organization has previously submitted an [Amicus Brief](#).

[View Statement](#)

## ALEC 45th Annual Meeting

**Early Bird Rates End Soon, Register for the 45th ALEC Annual Meeting Today**  
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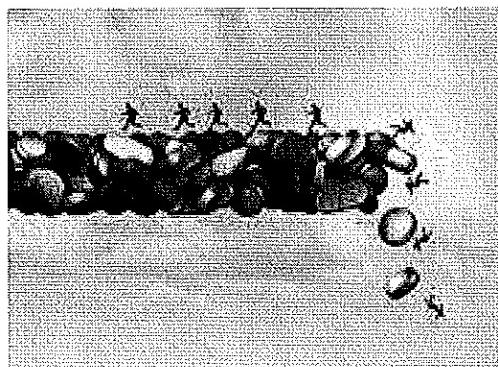
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**Legislator Voices**

**On Opioids, Congress Can Learn from the States**

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**ALEC-FreedomWorks Legislator of the Week**

**Good Leadership in Kansas**

Sen. Susan Wagle | KS-30

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**Subject:** Fwd: WIND NEWS - POWER TO THE PEOPLE!

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Begin forwarded message:

**From:** Linda Hughes <[hugheslinda1@gmail.com](mailto:hugheslinda1@gmail.com)>  
**Date:** June 27, 2018 at 11:35:50 AM EDT  
**To:** undisclosed-recipients:;  
**Subject:** WIND NEWS - POWER TO THE PEOPLE!

Friends,

This morning the Senate Energy and Natural Resources Committee met but announced there would be no vote taken on H.B. 114 to reduce wind turbine setbacks. Wind power to the people! Thanks go out to one and all for making your calls to the Senate. You stopped a vote today but our work is not done. This morning, Chairman Balderson announced in the Committee that they had received new information and language which they needed to seriously consider. They will take the next several weeks to study the issues raised and it is likely they will come back in July to see if the bill can be voted out of Committee and go to the floor of the Senate. We will provide everyone with our thinking on the strategy going forward.

Last night Rep. Reineke responded to the good work of his Seneca County constituents and issued a statement in support of keeping the law as it is, unchanged at 1,125' from the property line. Rep. Reineke's statement is copied below. You will note that he does not support putting the property rights of citizens up to a vote.

Senator Hoagland, on the other hand, supports the property line setbacks and was impressed with the information we sent to him from Vestas, Nordex and G.E. Sen. Hoagland does not favor a local vote and supports property line setbacks that could be even longer than 1,125'. He is concerned about the nuisance issues such as noise – both audible and inaudible.

We need to decide our position going forward after consulting with a number of leaders. However, at this time, I think letters to the Editor and emails of thanks to Rep. Reineke would be appropriate with respect to the issue of property line measurement. His email is [rep88@ohiohouse.gov](mailto:rep88@ohiohouse.gov).

Sen. Dolan and wind lobbyist Terrence O'Donnell were huddling after the hearing, planning their next steps. **Know that a new wave will be coming our way.** We will get back to you as soon as we have more clarity on the direction to take. In the meantime – celebrate your success – you earned it!

Julie

---

A statement from Rep. Reineke from Seneca County.

**Bill Reineke** — Ohio State Representative for District 88 — at Ohio Statehouse.

6 hrs · Columbus, OH ·

Over the past several months, I have taken time to conduct due diligence in understanding both sides of

the wind setback debate and specifically how the 88th House District feels on the topic. From the beginning, it has been my sincere hope that a fair compromise could be reached between those in support of wind energy development and those with concerns. I have taken the time to listen, engage, and evaluate how my constituents view reducing the wind turbine setback requirements.

Based on my continued engagement with the constituents I was elected to represent, I have come to the conclusion that no changes should be made to Ohio's current wind turbine setbacks. Under current law, the setbacks can be reduced if "good neighbor" waivers are reached with affected landowners in the project footprint. Property rights are key and landowners on both sides of this issue have valid arguments. In pursuit of a compromise, it is unfair for one set of landowners to completely win this debate, and property rights should never be subject to a vote.

Current law provides sufficient protection for the health, safety, and welfare of the district but also allows for the free market to work. If a wind developer and an affected neighboring landowner can come to an agreement, which results in a waiver being signed, then that is all that should be required.

I have appreciated the immense outreach and engagement from all of my constituents, both those who are for and those against reductions in the wind

turbine setback requirements. This has been a contentious issue that I have personally wrestled with during these past several months, as valid arguments have been presented by both sides.

It is my sincere hope that our community can maintain a sense of civility in our discourse with each other. This issue has been divisive and pitted neighbors against each other. While it is alright to disagree, we must remember to be respectful of others' opinions when engaging in public discourse.

As your State Representative, I will continue to monitor and advocate for the district on this important issue. If you have any questions, comments, or concerns, please do not hesitate to reach out to my office at 614-466-1374 or email me at [Rep88@ohiohouse.gov](mailto:Rep88@ohiohouse.gov).

Sincerely,  
Bill

**From:** Eric.Leach@ohiohouse.gov  
**Sent:** Wednesday, June 27, 2018 3:26 PM  
**To:** Bill.Reineke@ohiohouse.gov  
**CC:** William Reineke  
**Subject:** Fwd: PR ALERT - Reineke Wind Setback Statement (sending at 3:45)  
**Attachments:** image001.png

See below

Sent from my iPhone

Begin forwarded message:

**From:** "Westlake, Libby" <[Libby.Westlake@ohiohouse.gov](mailto:Libby.Westlake@ohiohouse.gov)>  
**Date:** June 27, 2018 at 3:25:07 PM EDT  
**To:** "Best, Carolyn" <[Carolyn.Best@ohiohouse.gov](mailto:Carolyn.Best@ohiohouse.gov)>, "Miller, Brad" <[Brad.Miller@ohiohouse.gov](mailto:Brad.Miller@ohiohouse.gov)>, "Adams, Alexandra" <[Alexandra.Adams@ohiohouse.gov](mailto:Alexandra.Adams@ohiohouse.gov)>, "Slack, Cora" <[Cora.Slack@ohiohouse.gov](mailto:Cora.Slack@ohiohouse.gov)>, "Crock, Sarah" <[Sarah.Crock@ohiohouse.gov](mailto:Sarah.Crock@ohiohouse.gov)>, "Leach, Eric" <[Eric.Leach@ohiohouse.gov](mailto:Eric.Leach@ohiohouse.gov)>  
**Subject:** PR ALERT - Reineke Wind Setback Statement (sending at 3:45)

---

For Immediate Release:  
June 27, 2018

## Rep. Reineke Releases Statement Regarding Ohio's Wind Turbine Setbacks

COLUMBUS—State Representative Bill Reineke (R-Tiffin) today released the following statement regarding the debate in Ohio on wind turbine setbacks:

*"Over the past several months, I have taken time to conduct due diligence in understanding both sides of the wind setback debate and specifically how the 88<sup>th</sup> House District feels on the topic. From the beginning, it has been my sincere hope that a fair compromise could be reached between*

*those in support of wind energy development and those with concerns. I have taken the time to listen, engage, and evaluate how my constituents view reducing the wind turbine setback requirements.*

*"Based on my continued engagement with the constituents I was elected to represent, I have come to the conclusion that no changes should be made to Ohio's current wind turbine setbacks. Under current law, the setbacks can be reduced if "good neighbor" waivers are reached with affected landowners in the project footprint. Property rights are key and landowners on both sides of this issue have valid arguments. In pursuit of a compromise, it is unfair for one set of landowners to completely win this debate, and property rights should never be subject to a vote.*

*"Current law provides sufficient protection for the health, safety, and welfare of the district but also allows for the free market to work. If a wind developer and an affected neighboring landowner can come to an agreement, which results in a waiver being signed, then that is all that should be required.*

*"I have appreciated the immense outreach and engagement from all of my constituents, both those who are for and those against reductions in the wind turbine setback requirements. This has been a contentious issue that I have personally wrestled with during these past several months, as valid arguments have been presented by both sides.*

*"It is my sincere hope that our community can maintain a sense of civility in our discourse with each other. This issue has been divisive and pitted neighbors against each other. While it is alright to disagree, we must remember to be respectful of others' opinions when engaging in public discourse."*

-30-

*For more information, please contact Rep. Reineke's office at (614) 466-1374 and [Rep88@ohiohouse.gov](mailto:Rep88@ohiohouse.gov).*

# OHIO HOUSE OF REPRESENTATIVES

*Majority Communications Department*



**From:** Eric.Leach@ohiohouse.gov  
**Sent:** Friday, June 29, 2018 11:13 AM  
**To:** Bill.Reineke@ohiohouse.gov  
**CC:** William Reineke  
**Subject:** Fwd: Dawn Hoepf email

She hasn't sent a thank you yet but here is her original email

Sent from my iPhone

Begin forwarded message:

**From:** "Cicchillo, Joseph" <[Joseph.Cicchillo@ohiohouse.gov](mailto:Joseph.Cicchillo@ohiohouse.gov)>  
**Date:** June 29, 2018 at 11:11:14 AM EDT  
**To:** "Leach, Eric" <[Eric.Leach@ohiohouse.gov](mailto:Eric.Leach@ohiohouse.gov)>  
**Subject:** Dawn Hoepf email

Mr. Reineke.

I am not good with word or expressive statements but, I ask that you please take the time to read my email as this is a very important email to me. This email could very well affect my future and the future of my family.

I live 4.9 miles north of Republic on State Route 19. If that area rings a bell it's probably because my family is situated in the controversial windturbine area. I have heard from many that you are pro wind turbine. I am award you were in inviteed and attended a meeting hosted by Gary Baldosser with discussuion on the benefits of the turbines. I do understand property owners have a right to usee their property for what suits themselves as they are the purchasers and owners. Our property of 3.6 acres is surrounded by land owned by Mr. Baldosser. We purchased our home in 1990 and havve worked hard to make it a home. My husband worked at American Standard until it closed the doors. I worked at Foodtown until they closed their doors. I waited on you many times as you or your wife came through my line. I remember when you came through my line (I hadn't been there very long), I think you purchased a big bag of m&ms. I know that sounds silly to remember but, ther reason why I remeber is because I thought you may be the news achor Jeff Heitz as you have to addmit there is somewhat of a similarity. I purchased a Ford Explorer from your brother Dan. We have raised three boys in the home. We love being outside. I havve many pictures of the beautiful sunset out our back french doors behind our in ground pool. More often than not you'll find us during the warm summer evenings after

my husband comes home from his work with Mosser Construction out by the pool watching the sun go down. It's wonderful and we are so blessed. We are 53 and 54 respectively and we want to grow old here. our two grown sons have homes less than four miles from us. I don't want to have 591 feet wind turbines to have right behind me. I don't want to have to hear them when my husband is trying to fall asleep so he can get us and support his family the next. If the set back for the wind turbines is approved, I will have three turbines in the one mile radius of my house. I have attached the picture put out by the windturbine company. Mr. Reineke, I am the house right under the 19 with the circle surrounded by turbines. Please I beg you to let the set backs where they are. I look to the map and I tell you Mr. Baldosser does not have any turbines close to his residence.

Yesterdays when I went out to get the mail, a bald eagle landed across the road feeding on his prey. Where will he be if we have turbines. What if I would like to plant more trees on my property, I may not be able to because they will be too close to the turbines. I understand living in the country does have some downfalls. I accept when Mr. Baldosser has spray flown on his fields and the spray overcasts onto my property and pool. I also do my best to accept when Mr. Baldosser spreads two large hog units of liquid manure on the field north of my home in the heat of the summer for days, sometimes it is spread so heavy, I have seen the semi get stuck in the manure. I am not telling you this to say sad is me, I tell you this as I try to realize it is his land to do as he wishes and I do my best to accept that. I know I have rambled on way too long for your busy schedule but, I want you to know who I am.

Dawn

**From:** Eric.Leach@ohiohouse.gov  
**Sent:** Friday, July 27, 2018 2:43 PM  
**To:** Bill.Reineke@ohiohouse.gov  
**CC:** William Reineke  
**Subject:** FW: Update - Governor's Executive Workforce Board

See below:

**From:** Burgess, Ryan <Ryan.Burgess@governor.ohio.gov>  
**Sent:** Friday, July 27, 2018 2:38 PM  
**To:** Burgess, Ryan <Ryan.Burgess@governor.ohio.gov>  
**Subject:** Update - Governor's Executive Workforce Board

#### Governor's Executive Workforce Board Members –

I wanted to quickly update you on two of the board's 2016 recommendations, which became law in the last state budget and received positive media coverage over the past couple of weeks. You'll also see a link to our latest monthly newsletter. Please click on the links below to view:

- [\*\*OhioMeansJobs Readiness Seal\*\*](#)
- [\*\*Ohio Public Library Information Network – Linkedin Agreement\*\*](#)
- [\*\*July Edition of Governor's Office of Workforce Transformation Newsletter\*\*](#)

Lastly, here are a few reminders about upcoming events;

- [\*\*Governor's Executive Workforce Board Meeting, September 18<sup>th</sup>, 1 – 3 pm, Center of Science and Industry \(COSI\).\*\*](#)
- [\*\*Midwestern Governors Association Summit, September 19-20<sup>th</sup>\*\*](#)
  - o Governor Kasich is serving as chair of the Midwestern Governors Association. One of his duties as chair is to host a summit for governors and respective senior policy teams. The 2018 summit is slated for September 19<sup>th</sup> and 20<sup>th</sup> in Columbus at COSI. The policy themes on the agenda will be workforce, energy, and infrastructure. The common thread among the topics will be how technology is impacting all of these policy areas and what states in the Midwest should be doing to prepare for the future. Keynote

speakers and panel discussions will address the topics. As board members, you'll be receiving an invitation.

- Governor's Executive Workforce Board Meeting, December 12<sup>th</sup>. This will be Governor Kasich's final workforce board meeting. We've already been working on the agenda, so please stay tuned for additional details.

Enjoy the rest of your summer and I look forward to seeing you on September 18<sup>th</sup>.

Best,

Ryan

**From:** OADA  
**Sent:** Thursday, August 2, 2018 8:00 AM  
**To:** William Reineke  
**Subject:** OADA News, July/August 2018

To view this bulletin in a web browser, click [here](#).



**From:** American Legislative Exchange Council  
**Sent:** Thursday, August 2, 2018 1:28 PM  
**To:** William Reineke  
**Subject:** 45th ALEC Annual Meeting Speaker Preview

To view this email as a web page, go [here](#).



## ALEC Digital Exchange - August 2, 2018

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Be part of the action in New Orleans next week at the 45th ALEC Annual Meeting. See the speaker list below, and join in the conversation. All keynotes, certain workshops and interviews will be live streamed at the [ALEC Facebook page](#). And, be sure to like and share using the hashtag #ALECinNOLA

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## Transportation and Regulatory Reform

**Secretary of Transportation Elaine L. Chao Kicks off Annual Meeting**  
American Legislative Exchange Council



Secretary of Transportation Elaine L. Chao leads a Department of Transportation that is effectively cutting back obstructive standards and regulations, as well as leading the way on advances in transportation and infrastructure. The quiet competency of this department's work is highlighted in "**Make Cars Great Again**", written by Secretary Chao and Acting EPA Administrator Andrew Wheeler. Don't miss your chance to learn about the great strides being made in this field and make sure to mark your agenda to hear from Secretary Elaine L. Chao at the 45th ALEC Annual Meeting.

[View Agenda](#)

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## Health and Human Services

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### HHS Secretary Alex Azar Talks about Improving Healthcare in America

American Legislative Exchange Council



The Affordable Care Act is not working for far too many Americans. Premiums more than doubled from 2013 through 2017. Learn about how the Department of Health and Human Services works to develop a healthcare system that works, and how the Administration can deliver more affordable healthcare options to millions across America.

[View Agenda](#)

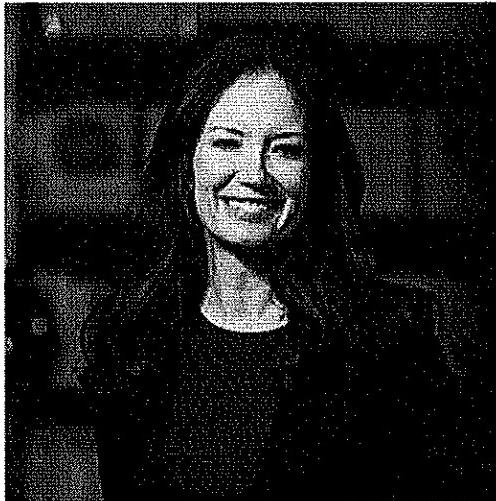
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## Innovation and Criminal Justice

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## **White House Special Assistant Brooke Rollins On Criminal Justice and Innovation**

American Legislative Exchange Council



The White House is focused on prosperity for all Americans, and Brooke Rollins, as a Special Assistant, is on the cutting edge of Trump Administration policy. Ms. Rollins will discuss how the administration is handling issues such as criminal justice and prison reform, education, and energy and infrastructure to create a better future for all Americans. Make sure to take advantage of this look inside the Administration.

[View Agenda](#)

### State Leadership and Policy

## **Louisiana Governor John Bel Edwards to Speak at Opening Luncheon**

American Legislative Exchange Council



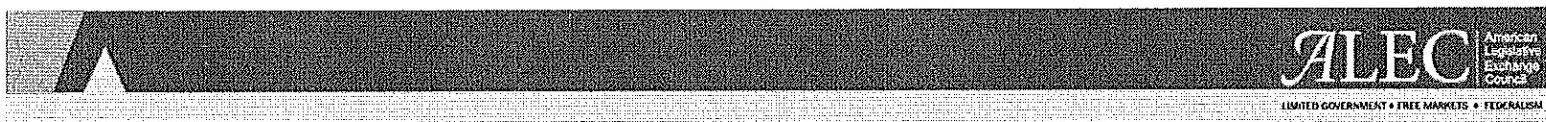
John Bel Edwards, the 56th Governor of Louisiana, and an ALEC alumnus, is joining the opening lunch to talk about policies that work for Louisiana. In 2017, Governor Edwards signed bills based on three ALEC model policies into law: the Critical Infrastructure Protection Act, the FORUM Act for campus free speech, and the Louisiana Checkbook transparency bill. These laws have helped Louisianians of all walks of life. Make sure to see Governor John Bel Edwards at the 45th ALEC Annual Meeting.

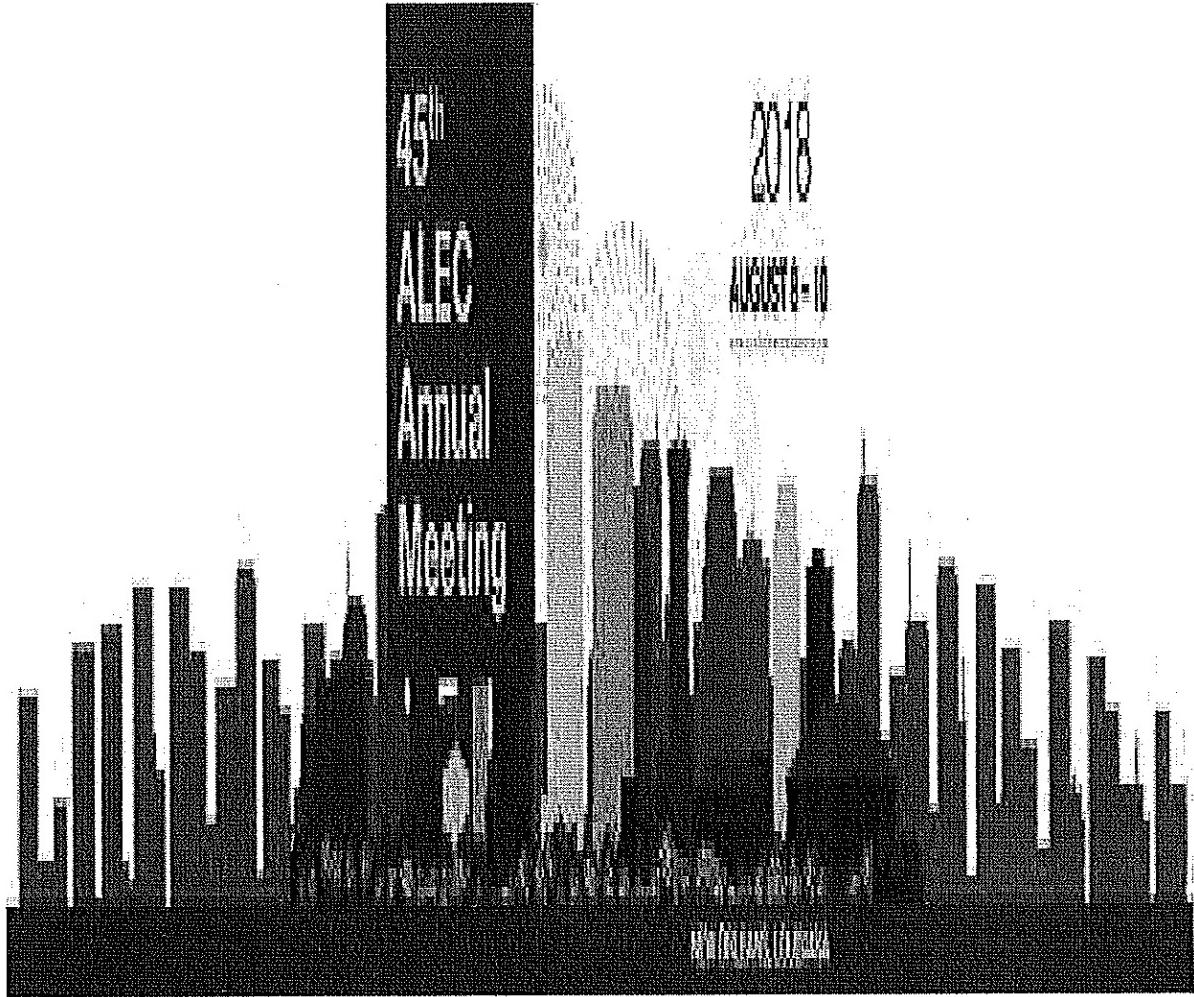
[View Agenda](#)

### Worker Freedom

**From:** American Legislative Exchange Council  
**Sent:** Thursday, August 16, 2018 12:01 PM  
**To:** William Reineke  
**Subject:** 45th ALEC Annual Meeting Week in Review

To view this email as a web page, go [here](#).





**Annual Meeting Week In Review**  
- August 16, 2018



Facebook



Twitter

Whether you could join ALEC in New Orleans, or missed out on the action, there's plenty of interesting and educational programming coming from this landmark conference. Here's a selection of some of the highlights of the 45th ALEC Annual Meeting.

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For a quick look at some of the more interesting moments of the week, check out these slideshows



[View Slideshow](#)



[View Slideshow](#)

## Cabinet Speakers



**Elaine L. Chao**  
U.S. Secretary of Transportation

[View Speech](#)



**Alex Azar**  
U.S. Secretary of Health and Human Services

[View Speech \(7:43\)](#)

## Featured Interviews

### Featured Interview



**Mark Janus and Vinnie Vernuccio on Worker Freedom**

Vinnie Vernuccio of the Mackinac Center talks to Worker Freedom standard-bearer Mark Janus to talk about his experiences and the road ahead.

[View Video](#)

### Featured Interview



**Louisiana Treasurer John Schroder on State Budgets**

Louisiana State Treasurer John Schroder stopped by to speak with ALEC Chief Economist Jonathan Williams about Tax Policy and State Budgets.

[View Video](#)

### Featured Interview



**Local Right to Work in New Mexico**

Sandoval County Commissioner Jay Block discusses

### Featured Interview



**Brooke Rollins of the White House talks Re-Entry Reform**

Criminal Justice Director Ronnie Lampard had the

the effectiveness of local right to work policies in New Mexico, and how his constituents benefit from being open for business.

[View Video](#)

opportunity to catch up with Brooke Rollins of the White House Office of American Innovation to discuss how the administration is handling criminal justice issues.

[View Video](#)

#### Featured Interview



**Medical Freedom in Texas**

Texas Lawmakers Tan Parker and Paul Bettencourt join Tracy Thompson and Jennifer Ziegler to talk about their adult stem cell research model, medical freedom, and their success in Texas.

[View Video](#)

#### Featured Interview



**Criminal Justice with MD Sen. Michael Hough**

Maryland Senator Michael Hough joins ALEC Criminal Justice Director Ronnie Lampard to cover some of the issues facing the country in the criminal justice field.

[View Video](#)

**Want to see more?**



All speeches and additional content from the 45th ALEC Annual Meeting are available at the ALEC Facebook page.

[Go To Facebook](#)

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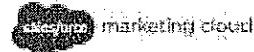
This email was sent to: [wiliam.reineke@drivereineke.com](mailto:wiliam.reineke@drivereineke.com)

This email was sent by: American Legislative Exchange Council  
2900 Crystal Drive, Suite 600 Arlington, VA 22202 United States

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**From:** NADA Headlines  
**Sent:** Friday, August 17, 2018 10:45 AM  
**To:** William Reineke  
**Subject:** U.S., China to Resume Trade Talks as Tariffs Bite

[Click here](#) to view this message in a browser window.



Aug. 17, 2018

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### **FTC Issues Reminder about New Credit ‘Freeze’ Rights Effective Sept. 21, 2018**

Food experts don't recommend it for your ground chuck or pork shoulder, but starting Sept. 21, 2018, there's something consumers can safely freeze, unfreeze, and then freeze again. It's their credit file. Thanks to a new federal law ... consumers will be able to contact each of the three major credit reporting agencies and direct them to place a free freeze on the consumer's credit file.

Source: *FTC*

***Editor's note:*** Among many other provisions, the recently passed "Economic Growth, Regulatory Relief, and Consumer Protection Act of 2018" will make it easier for consumers to protect their credit by (a) allowing placement of a "credit freeze" on their credit at no charge, and (b) by expanding the current 90-day fraud alert to one year. The legislation takes effect Sept. 21, 2018, and could lead to an increase in fraud alerts, as well as "frozen" credit reports at the dealership and elsewhere. Dealers should ensure they work with their vendors and train their employees on how to identify and properly respond to a credit freeze, as well as to a fraud or other alert on a consumer credit report.

#### **Related article:**

- [Fraud Alerts vs. Credit Freezes: FTC FAQs \(FTC\)](#)



## Tips for Disaster Preparation

A guide to help you prepare for the unexpected.

[Download Guide](#)

### Top Stories

#### **U.S., China to Resume Trade Talks as Tariffs Bite**

The U.S. and China reached a modest breakthrough in their trade dispute, saying they would hold lower-level talks later this month on the spiraling dispute. Officials from both countries said on Thursday that a Chinese vice minister would travel to the U.S. at the invitation of the Treasury Department to discuss trade issues on Aug. 22 and 23.

The talks would be the first in more than two months. During that time, the Trump administration imposed tariffs on tens of billions of dollars of Chinese goods and Beijing responded with levies of its own. Officials on both sides have said that their counterparts seemed uninterested in concessions. The dispute has hit China's stock markets and currency while largely sparing U.S. markets. Now, trade analysts said, U.S. plans to move ahead in coming weeks with penalties on \$200 billion more in Chinese goods are raising the stakes.

Source: WSJ

#### **Toyota to Increase Production Capacity in China by 20%**

Japan's Toyota Motor Corp. will build additional capacity at its auto plant in China's Guangzhou, a company source told Reuters, in addition to beefing up production at a factory in Tianjin city by 120,000 vehicles a year.

A person close to the company said Toyota will build capacity at the production hub in the south China city of

### Quotable

**"Our industry faces an acute shortage of service technicians, and we look forward to working with the White House in any way we can to address this issue."**

— Annette Sykora, chairman of the National Automobile Dealers Association (NADA) Foundation, Aug. 3

### Upcoming Seminars

Advanced Service Management  
Sept. 24 - 28

Advanced Parts Management  
Oct. 8 - 12

Financial Management  
Nov. 5 - 9

Guangzhou to also produce an additional 120,000 vehicles a year, an increase of 24 percent over current capacity. All together, between the eastern port city of Tianjin and Guangzhou, Toyota will boost its overall manufacturing capacity by 240,000 vehicles a year, or by about 20 percent.

*Source: Automotive News*

**Despite Car Cuts, Ford Brand's Portfolio to Grow by 3 Nameplates by 2023**

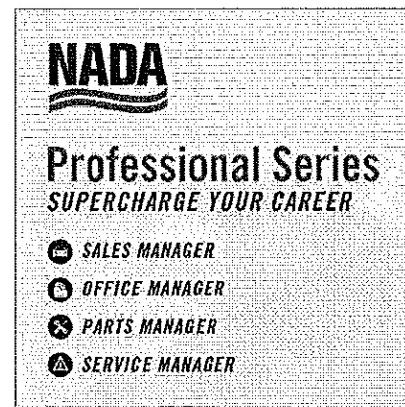
Ford Motor Co. product chief Hau Thai Tang said the brand would add nine nameplates — seven of which will be pickups and utilities — through 2023. They will fill holes left by eliminating the Fiesta, Taurus, Fusion, C-Max, Flex and all but a wagon version of the Focus, and expand the brand into several new segments, resulting in a net gain of three nameplates for the brand. The product overhaul comes as Ford works to decrease its average showroom age from 5.7 years today to 3.3 by 2020. It hopes to have the freshest showroom in the industry by that time.

*Source: Automotive News*



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**Every lost document costs \$220...**  
Stop throwing away money!

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**Make a Pledge**

**Dealerships Invited to Join President Trump's Workforce Initiative**

The White House is calling on businesses — including new-car and -truck dealerships — to sign a "Pledge to America's Workers" to improve workforce development and increase vocational training opportunities for students and workers over the next five years. If your dealership would like to

make a pledge, [click here](#) for the details.

Source: NADA

## AutoConference LA

### Honda and Mazda Execs to Speak at AutoConference LA on Nov. 27

AutoConference LA, hosted by NADA and J.D. Power, will be held at the InterContinental Los Angeles Downtown hotel. The half-day conference, which precedes press days at the [Los Angeles Auto Show](#), starts with a noon luncheon, includes networking breaks, and ends with a reception on the 73rd floor of the hotel offering 360-degree views of the Los Angeles skyline. Attendees will also receive credentials to attend press days at the auto show. **Register by Sept. 5 for a \$100 early-bird discount.** For the full agenda, visit [www.autoconferencela.com](#).

Source: NADA

## NADA Show 2019

### NADA Show Hotels in San Francisco Are Filling Up Quickly

NADA Show 2019, the "Auto Industry Event of the Year," returns to San Francisco from Jan. 24-27. Rooms in the NADA hotel block, which offer discounted rates and shuttle buses to-and-from the newly-renovated Moscone Center, are going quickly. **Dealers and their managers who register by Sept. 14 will receive a \$100 early-bird discount.** Hotel room reservations are booked on a first-come, first-served basis. Don't miss four exciting days of networking, keynote speaker sessions, dealer franchise meetings, educational workshops, the Expo and more. [Click here](#) for more details.

Source: NADA



NADA or its affiliated entities. [Click here to opt out.](#)

**From:** George.Lang@ohiohouse.gov  
**Sent:** Sunday, August 19, 2018 9:29 AM  
**To:** William Reineke  
**Subject:** Fwd: Proposed 2nd Chance Legislation

Bill, look at this and let me know what you think.

Sent from my iPhone, please excuse the brevity and spelling errors.

Begin forwarded message:

**From:** Michael Cantly <[mcanty@starprecision.net](mailto:mcanty@starprecision.net)>  
**Date:** August 18, 2018 at 1:41:11 PM EDT  
**To:** "krsmith223@gmail.com" <krsmith223@gmail.com>, "John Eklund (Eklund@ohiosenate.gov)" <Eklund@ohiosenate.gov>, "latoursm@gmail.com" <latoursm@gmail.com>, "Sarah.LaTourette@ohiohouse.gov" <Sarah.LaTourette@ohiohouse.gov>, "Scott.Lipps@ohiohouse.gov" <Scott.Lipps@ohiohouse.gov>, "Bill.Patmon@ohiohouse.gov" <Bill.Patmon@ohiohouse.gov>, "Bill.Seitz@ohiohouse.gov" <Bill.Seitz@ohiohouse.gov>, "Bill.Dean@ohiohouse.gov" <Bill.Dean@ohiohouse.gov>, "Brian.Hill@ohiohouse.gov" <Brian.Hill@ohiohouse.gov>, "Brigid.Kelly@ohiohouse.gov" <Brigid.Kelly@ohiohouse.gov>, "cheryl.grossman@ohiohouse.gov" <cheryl.grossman@ohiohouse.gov>, "Candice.Keller@ohiohouse.gov" <Candice.Keller@ohiohouse.gov>, "Catherine.Ingram@ohiohouse.gov" <Catherine.Ingram@ohiohouse.gov>, "Craig.Riedel@ohiohouse.gov" <Craig.Riedel@ohiohouse.gov>, Dave Greenspan <dave@davegreenspan.com>, "dorothyPelanda@gmail.com" <dorothyPelanda@gmail.com>, Michael Dittoe <dittoemr@gmail.com>, Darell Kick <Rep70@ohiohouse.gov>, "Darrell.Kick@ohiohouse.gov" <Darrell.Kick@ohiohouse.gov>, "David.Leland@ohiohouse.gov" <David.Leland@ohiohouse.gov>, "Derek.Merrin@ohiohouse.gov" <Derek.Merrin@ohiohouse.gov>, "Dick.Stein@ohiohouse.gov" <Dick.Stein@ohiohouse.gov>, "Doug.Green@ohiohouse.gov" <Doug.Green@ohiohouse.gov>, "Frank.LaRose@ohiosenate.gov" <Frank.LaRose@ohiosenate.gov>, "Fred.Strahorn@ohiohouse.gov" <Fred.Strahorn@ohiohouse.gov>, "Gary.Scherer@ohiohouse.gov" <Gary.Scherer@ohiohouse.gov>, "George.Lang@ohiohouse.gov" <George.Lang@ohiohouse.gov>, "Hearcel.Craig@ohiohouse.gov" <Hearcel.Craig@ohiohouse.gov>, "Jack.Cera@ohiohouse.gov" <Jack.Cera@ohiohouse.gov>, "James.Hoops@ohiohouse.gov" <James.Hoops@ohiohouse.gov>, "Janine.Boyd@ohiohouse.gov" <Janine.Boyd@ohiohouse.gov>, "Jay.Edwards@ohiohouse.gov" <Jay.Edwards@ohiohouse.gov>, "Jeff.Rezabek@ohiohouse.gov" <Jeff.Rezabek@ohiohouse.gov>

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**Cc:** Andrew Tobias <[atobias@cleveland.com](mailto:atobias@cleveland.com)>, Elizabeth Sullivan  
<[esullivan@cleveland.com](mailto:esullivan@cleveland.com)>, "[tsuddes@gmail.com](mailto:tsuddes@gmail.com)" <[tsuddes@gmail.com](mailto:tsuddes@gmail.com)>  
**Subject: Proposed 2nd Chance Legislation**

August 18, 2018

Good Morning:

Elected Leaders, organizational groups, and the business community all tout "Workforce Development" needs in Ohio, and the need to find a bigger pool of workers to fill thousands of unfilled jobs.

Further, while many in Ohio have been working on sentencing reform in our criminal justice system for years. Too little attention has been paid to getting ex-offenders back into the Ohio workforce in meaningful ways as a way to:

- a) to drive down the recidivism rate in Ohio;
- b) to drive down the criminal and social costs of supporting ex-offenders who can't find meaningful work in Ohio due to their past criminal activities;

- c) to providing a bigger, stronger workforce for Ohio companies who can't find enough workers to grow, but are unwilling to take the inherent risks involved with hiring ex-offenders; and
- d) because it is the moral, right thing to do for fellow Ohioans.

The current system is costly to taxpayers. Ex-offenders who can't find meaningful work often resort to further crime and end up back in prison. Ex-offenders who do find work often find they are trapped in menial labor at low wages, generally requiring local, county, and/or state taxpayer support. Ohio Companies are reluctant to risk hiring ex-offenders not only because of their past, but because of Ohio's tort laws on negligent hiring and workers compensation, and the retraining costs that are needed.

I am told that there are close to 2,000,000 ex-offenders of one level or another in Ohio. While there have been past attempts to address the concerns of the business community in hiring ex-offenders, those attempts, while well meaning, have been ineffective at best, and ignored by the business community as unworkable.

Today, Ohio needs a few SIMPLE, bi-partisan changes and incentives in Ohio law to improve the current situation, and incentivize the business community to hire ex-offenders who deserve a 2nd Chance to be meaningful, productive members of our society.

I am asking that you sponsor simple legislation that provides the following:

## **OHIO'S SECOND CHANCE LEGISLATION**

- **Tort Reform:** No business in Ohio who hires an ex-offender will be subject to "Negligent Hiring", or similar, legal charges if that ex-offender commits another offense while employed by, or as a result of employment by, an Ohio company. This takes away the Ohio Company's legal risks of hiring ex-offenders.
- **Workers Compensation Reform:** No business in Ohio who hires an ex-offender will see their workers compensation "experience factor" increase if that ex-offender commits another offense while employed by that company that results in lost time on the job for either the ex-offender, or other company workers, as a result of the ex-offender actions. This takes away the Ohio Company's worker compensation risks for hiring ex-offenders.

- **Ohio Business Employment Incentive.** Any business in Ohio who hires an ex-offender will receive, as an incentive to do so, an income and/or CAT tax credit for 50% of the total wages paid to that ex-offender for the first 6 months of employment. That money can be used to help offset the Ohio Company's on-boarding, training, perceived inherent risks, and other costs incurred by the employer in question.
- **Ex-Offender Retraining Costs:** Any ex-offender who wishes to take employment related courses at any Ohio 2-year college may do so free of charge (the state pays tuition, books and fees), and any Ohio business that retrains an ex-offender will receive an income and/or CAT tax credit for up to 50% of the costs of training ex-offenders.

This legislation should be well received by BOTH sides of the political spectrum, will be well received by the business community and labor groups, and should significantly help the ex-offender community regain meaningful employment, driving down Ohio recidivism rates, crime rates, social and taxpayer costs, and the levels of chronically unemployed in Ohio.

Keep it simple. Keep it quick. Keep it nimble.

I will be happy to testify, and garner support to get this legislation through.

Best Regards,

Michael Carty

President & CEO  
Alloy Bellows & Precision Welding, Inc.  
653 Miner Road, Cleveland, Ohio 44143  
Cell 440-725-3195, [mcarty@starprecision.net](mailto:mcarty@starprecision.net)

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## **PROPOSED LEGISLATION**

### **OHIO'S SECOND CHANCE LEGISLATION**

**Whereas** it is in the best interests of Ohio Taxpayers to encourage gainful employment and a quality of life for the many ex-offenders living in Ohio;

**Whereas** it is in the best interests of Ohio Taxpayers to reduce the recidivism rate for Ohio's ex-offenders living in Ohio, and therefore reduce the high law enforcement, incarceration, and social costs that a high recidivism rate creates in Ohio;

**Whereas** it is in the best interests of Ohio Taxpayers to reduce the taxpayer social and support costs of ex-offenders who can't find meaningful work due to their past illegal actions;

**Whereas** it is in the best interests of Ohio, and Ohio's companies, to have as a part of the total available workforce the many ex-offenders living in Ohio who have the ability and desire to enter the Ohio workforce in a meaningful way;

**Whereas** it is in the best interests of Ohio Taxpayers, and Ohio companies, to encourage and help fund the retraining of Ohio's ex-offenders to improve their abilities to gain and hold meaningful employment:

The following legislation shall be passed:

- **Tort Reform:** No business in Ohio who hires an ex-offender will be subject to "Negligent Hiring", or similar, legal charges if that ex-offender commits another offense while employed by, or as a result of employment by, an Ohio company. This takes away the Ohio Company's legal risks of hiring ex-offenders.
- **Workers Compensation Reform:** No business in Ohio who hires an ex-offender will see their workers compensation "experience factor" increase if that ex-offender commits another offense while employed by that company that results in lost time on the job for either the ex-offender, or other company workers, as a result of the ex-offender actions. This takes away the Ohio Company's worker compensation risks for hiring ex-offenders.
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offender for the first 6 months of employment. That money can be used to help offset the Ohio Company's on-boarding, training, perceived inherent risks, and other costs incurred by the employer in question.

- **Ex-Offender Retraining Costs:** Any ex-offender who wishes to take employment related courses at any Ohio 2-year college may do so free of charge (the state pays tuition, books and fees), and any Ohio business that retrains an ex-offender will receive an income and/or CAT tax credit for up to 50% of the costs of training ex-offenders.

**From:** Nick.Derksen@ohiohouse.gov  
**Sent:** Monday, August 20, 2018 9:36 AM  
**To:** Eric.Leach@ohiohouse.gov; William Reineke  
**CC:** Nick D'Angelo  
**Subject:** RE: The Little Birdie Says "Go Green"  
**Attachments:** Superintendent Workgroup Recommendations\_8.16.2018.pdf

Rep. Reineke,

Here is a timeline of the graduation requirements in the General Assembly:

- H.B. 49 – Legislature inserted uncodified law in the budget to provide alternate graduation pathways for the Class of 2018 only based on recommendations of the State Superintendent's Workgroup report.
- Spring 2018 – Conversations between the House and Senate occurred on whether to extend the pathways for graduation. Had the options of HB 87 and SB 216, however, there was no agreement to extend them. Key Members felt that lack of concrete data (not available until December/January) and ODE still not making a recommendation harnessed the renewal of the alternate pathways.
- August 16, 2018 – ODE Superintendent Workgroup releases recommendations (see attached). They had been meeting since May 2018. From the document, there appears to be more work to do on finalizing alternate graduation pathways that can be finalized as you move into the General Assembly for the Class of 2020 and beyond. This, however, does not mean students do not have a pathway. In fact, students will be afforded the three pathways option as it existed for the Class of 2017.

Please let me know if you have any questions.

Best,

Nick  
614-466-2361  
[Nick.Derksen@ohiohouse.gov](mailto:Nick.Derksen@ohiohouse.gov)

**From:** Leach, Eric  
**Sent:** Friday, August 17, 2018 5:07 PM  
**To:** William Reineke <william.reineke@drivereineke.com>  
**Cc:** Nick D'Angelo <dangelo@jobs-ohio.com>; Derksen, Nick  
<Nick.Derksen@ohiohouse.gov>  
**Subject:** Re: The Little Birdie Says "Go Green"

I don't believe that's accurate. Off the top of my head I could only see that being accurate if the legislature needed to approve the extension (and failed to do so) but I don't believe that's the case. I'll circle up with Nick & look into it.

-Eric

Sent from my iPhone

On Aug 17, 2018, at 5:02 PM, William Reineke <[william.reineke@drivereineke.com](mailto:william.reineke@drivereineke.com)> wrote:

What?  
I thought they put this on hold!

Sent from my iPhone

Begin forwarded message:

**From:** Chamber of Commerce of Sandusky County <[pcoord@scchamber.org](mailto:pcoord@scchamber.org)>  
**Date:** August 17, 2018 at 3:36:56 PM EDT  
**To:** [william.reineke@drivereineke.com](mailto:william.reineke@drivereineke.com)  
**Subject:** The Little Birdie Says "Go Green"  
**Reply-To:** [pcoord@scchamber.org](mailto:pcoord@scchamber.org)

**From:** NADA Headlines  
**Sent:** Monday, August 20, 2018 10:05 AM  
**To:** William Reineke  
**Subject:** Used-Vehicle Prices Stronger Than Expected

[Click here to view this message in a browser window.](#)

# NADA HEADLINES

Aug. 20, 2018

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## Top Stories

### Used-Vehicle Prices Stronger Than Expected

As summer wanes, used-vehicle values are unusually strong — a phenomenon experts attribute to increasing demand for used vehicles, growing dealer focus on that part of their businesses and concern over potential tariffs.

*Source: Automotive News*

### Chicago Police Warn Dealers of Auto Fraud Epidemic

A flood of vehicles obtained fraudulently and shipped to metro Chicago has prompted the Chicago Police Department this summer to warn dealers nationwide to exercise "extraordinary diligence" in verifying the identity of online customers. The police department said it was fielding at least three requests a week to investigate and recover the vehicles shipped to the area, which includes the city of

## Quotable

**"We've really focused on pre-owned. It's about 40 percent of our business now, where two years ago, it was probably 25 percent."**

-- Jay Feldman, CEO of Feldman Automotive Inc. with nine dealerships in Michigan and Ohio, commenting on its growing used-car business, *Automotive News*, Aug. 20

## Upcoming Seminars

Chicago, its suburbs and northwest Indiana.

*Source: Automotive News*

#### **What Your Car Knows About You**

Car makers are collecting massive amounts of data from the latest cars on the road. Now, they're figuring out how to make money off it. With millions of cars rolling off dealer lots with built-in connectivity, auto companies are gaining access to unprecedented amounts of real-time data that allow them to track everything from where a car is located to how hard it is braking and whether or not the windshield wipers are on.

*Source: The Wall Street Journal*

#### **Carmakers Struggle to Hire Hackers, the Hottest Job in the Industry**

McConnell Trapp has a special set of skills: He can hack into cars and control aspects of them from his computer. Trapp, 39, who has a law degree and speaks Japanese fluently, started hacking cars about 16 years ago. He used a computer, some various vehicle spare parts, a turbocharger and the help of few good friends to increase the 120 horsepower normally found in a 1995 Honda Civic sedan to almost 300 hp.

*Source: Detroit Free Press*

#### **Auto Subscriptions' Next Hurdle: State Laws**

With vehicle subscription plans such as Book by Cadillac and Care by Volvo gaining momentum and clientele, some states are scrutinizing the models and their implications for dealership franchise laws and state revenue streams. It has led to a temporary ban on subscription programs in Indiana and an on-hold proposal in California that would have required that any automaker subscription plan go through its

**Advanced Service Management**

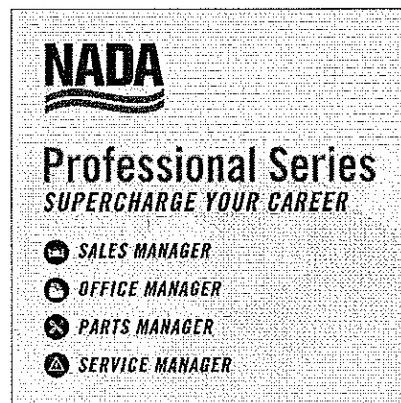
Sept. 24 - 28

**Advanced Parts Management**

Oct. 8 - 12

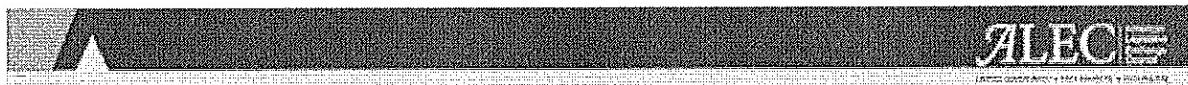
**Financial Management**

Nov. 5 - 9



**From:** American Legislative Exchange Council  
**Sent:** Monday, August 20, 2018 1:01 PM  
**To:** William Reineke  
**Subject:** Reminder - Special Invitation: Tech Policy Exchange Call

To view this email as a web page, go [here](#).



Dear Members,

Are you interested in Innovation? Would you like the opportunity to listen to like-minded individuals and share ideas on how to address some of the most pressing innovation issues of this year?

ALEC would like to invite interested parties to take part in the ALEC and Washington Policy Center's *Tech Policy Exchange* Conference call, which will be discussing three of the leading issues in the field:

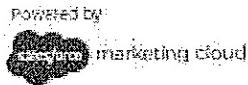
- Internet Tax and Your State
- The Free Markets' push for the regulation of "Tech"
- 5G and the new STREAMLINE Act in the US Senate

If you are interested in joining the call, please follow the link below and fill out the RSVP form. Please save the date for **August 22nd at 10:30AM**. A member of the ALEC staff will contact you when call-in details are available.

[RSVP For Call](#)

This email was sent to: [wiliam.reineke@drivereineke.com](mailto:wiliam.reineke@drivereineke.com)

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**From:** American Legislative Exchange Council  
**Sent:** Tuesday, August 21, 2018 12:37 PM  
**To:** William Reineke  
**Subject:** Center for State Fiscal Reform Update - 8/21/18

To view this email as a web page, go [here](#).



**Center for State Fiscal Reform**  
August 21, 2018



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### ALEC 45th Annual Meeting

**Louisiana State Treasurer John Schroder and Jonathan Williams**  
American Legislative Exchange Council



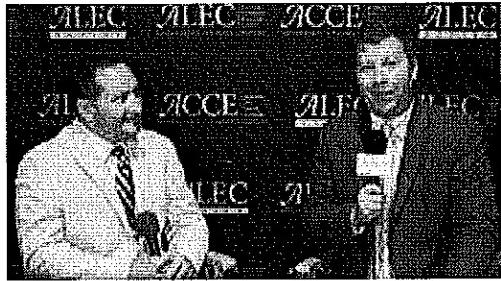
Louisiana State Treasurer John Schroder, an ALEC alumnus, joined ALEC Chief Economist and VP of the Center for State Fiscal Reform Jonathan Williams in the ALEC booth to talk budgets and the state of tax reform in Louisiana.

[View Video](#)

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### Innovation and Economic Development

**Travis Brown and Jonathan Williams Discuss the Power of Free Market Innovation**  
American Legislative Exchange Council



Travis Brown, author of *How Money Walks*, joined ALEC Chief Economist Jonathan Williams to talk about the role of the private sector in providing innovative solutions that provide taxpayer savings and economic development.

[View Video](#)

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### Pension Reform

#### **Chicago Pension Obligation Bonds, A Strategy or Gamble?**

Thurston Powers | Center for State Fiscal Reform



Chicago Mayor Rahm Emanuel's administration is exploring the possibility of issuing billions of dollars of pension obligation bonds and investing the proceeds in order to reduce the city's \$28 billion in official net public pension liabilities. If the investment returns exceed the borrowing costs, the annual pension funding cost to Chicago taxpayers will be reduced, diminishing the need for tax hikes to resolve the problem.

[View Article](#)

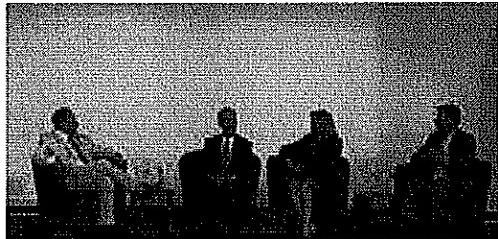
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### Panel Discussion

#### **The Role of Innovation in Economic Growth**

American Legislative Exchange Council



The Friday Lunch Plenary Session at the 45th Annual Meeting featured a panel discussion on the role of innovation and the private sector in development, infrastructure, and growing the economy. The panel further highlighted private sector innovation absent subsidies and other forms of government interference. The conversation featured ALEC CEO Lisa B. Nelson, Brian Markwalter of the Consumer Technology Association, Travis Brown and Jonathan Williams.

[View Panel \(1:11:00\)](#)

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### ALEC-FreedomWorks Legislator of the Week

#### **Protecting New Hampshire Taxpayers**

Representative Ken Weyler | NH-Rockingham-13



ALEC and FreedomWorks recognize New Hampshire State Representative Ken Weyler, Chairman of the ALEC Center for State Fiscal Reform, as the Legislator of the Week. Representative Weyler is an Air Force veteran and former commercial pilot serving his 15th term in the New Hampshire House. A long-time leader in the ALEC Tax and Fiscal Policy Task Force, Rep. Weyler is a tireless advocate for the hardworking taxpayers of New Hampshire.

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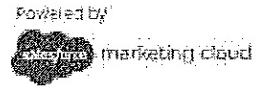
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**From:** American Legislative Exchange Council  
**Sent:** Thursday, August 23, 2018 12:08 PM  
**To:** William Reineke  
**Subject:** This Week at ALEC, 8/23/18



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### ALEC Digital Exchange, August 23, 2018

#### ALEC On The Radio

##### **Delaware's Looming Pension Crisis** 1450 WILM-AM



Jonathan Williams, ALEC Chief Economist and VP of the Center for State Fiscal Reform joined "Money and Politics in Delaware" on 1450 WILM-AM to talk about some of the pension and debt issues facing the state. Listen to Segments 1 and 2 by following the links below.

[Segment 1](#)

## Segment 2

### Pension Reform

#### **Chicago Pension Obligation Bonds, A Strategy or Gamble?**

Thurston Powers | Center for State Fiscal Reform



Chicago Mayor Rahm Emanuel's administration is exploring the possibility of issuing billions of dollars of pension obligation bonds and investing the proceeds in order to reduce the city's \$28 billion in official net public pension liabilities. If the investment returns exceed the borrowing costs, the annual pension funding cost to Chicago taxpayers will be reduced, diminishing the need for tax hikes to resolve the problem.

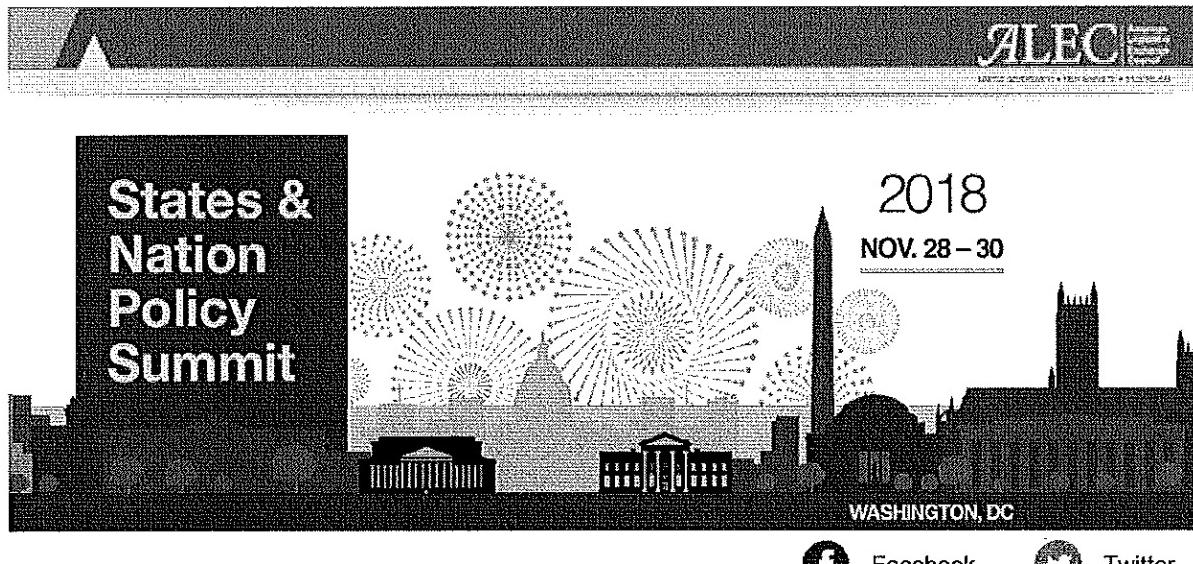
[View Article](#)

### Worker Freedom

#### **Celebrate National Employee Freedom Week**

American Legislative Exchange Council

**From:** American Legislative Exchange Council  
**Sent:** Thursday, August 30, 2018 12:02 PM  
**To:** William Reineke  
**Subject:** This Week at ALEC, 8/30/18



ALEC Digital Exchange: August 30, 2018

States and Nation Policy Summit 2018

**Registration Now Open for States and Nation Policy Summit**  
American Legislative Exchange Council

**From:** Lisa B. Nelson  
**Sent:** Monday, September 10, 2018 10:03 AM  
**To:** William Reineke  
**Subject:** CEO Update: 45 Years of Results that Matter

ALEC CEO Update, September 2018: 45 Years of Results that Matter

Email not displaying correctly?  
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Dear members and friends,

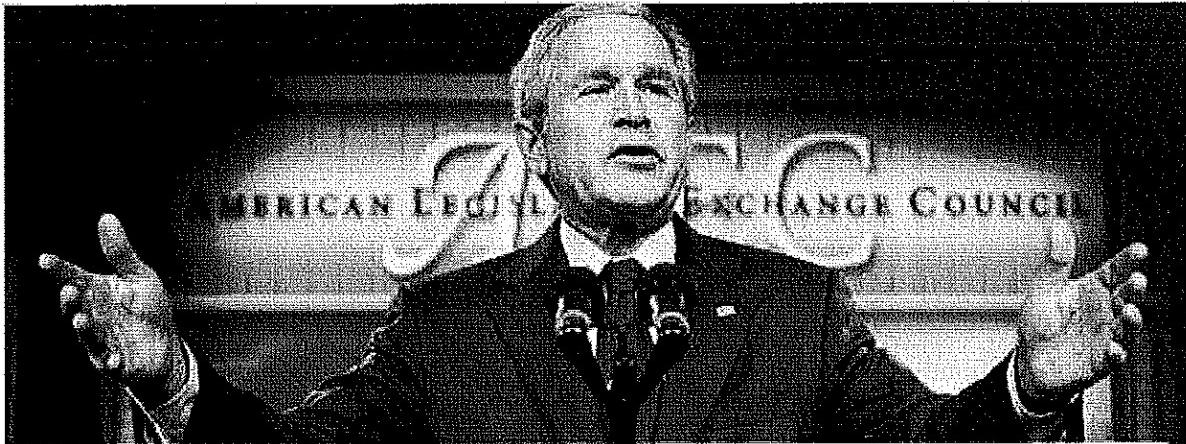
As ALEC approaches the 45th Anniversary Gala later this month, I wanted to share an editorial published on Friday in the Daily Caller.

During Annual Meeting, POLITICO wrote a [story](#) about why ALEC matters. This editorial tells the story of how. It's quite simple really: The ALEC membership and our public-private partnership makes ALEC a force for freedom and free markets across the nation.

Please share this message with your friends and contacts. Tell them [Why ALEC Matters](#).

Best,

Lisa B. Nelson  
CEO, American Legislative Exchange Council



## 45 YEARS OF RESULTS THAT MATTER AT THE AMERICAN LEGISLATIVE EXCHANGE COUNCIL

Lisa B. Nelson | CEO, ALEC

9:45 AM 09/07/2018

For the past 45 years, the American Legislative Exchange Council (ALEC) has been at the forefront of creating conditions where policies that limit government intrusion in the lives of citizens, encourage free and open markets and return power to the states could flourish.

Reporting on our annual meeting, Politico shared [“Why ALEC Matters”](#) and characterized the leading state legislator organization as “a pivotal player in advancing conservative priorities in the states.” Thousands of state legislators and many millions of Americans who today have more opportunity for success could not agree more.

Throughout its history, state legislators have found ALEC to be a place for debate and learning where the best ideas catch fire and spread across the states.

In 1989, two ALEC members in Wisconsin crafted and passed a charter school bill that Governor Tommy Thompson, an ALEC alumnus, signed into law. Two years later, in 1991, 45 similar bills had been introduced across the states — each one by an ALEC member.

The legislative training ground provided at ALEC — focused on competency as a legislator rather than fundraising and community organizing — matters as much in Washington, D.C., as it does in the states across the nation.

Many of the Congressmen and women elected to office in the wave of 1994 and again in 2012 are ALEC alumni. And, their focus on collaboration with their colleagues in Washington and state legislators across the country has created a powerful legislative block focused on a stable and predictable business environment, less government and more freedom.

It shouldn't be a surprise that during President Trump's landmark tax reform, ALEC member legislators led the charge on eliminating the state and local tax deduction. And this year, they led the campaign against taxation without representation related to online sales tax. While ALEC and its members fought for less government and more freedom, the National Conference of State Legislatures, another state organization, opposed tax reductions in both cases.

ALEC is able to play this key role in advancing priorities across the nation for one reason: our membership. ALEC state legislators set the agenda; the issues that matter in states around the nation are ALEC's issues. This is why the model policy process is such an effective tool for ALEC members.

At the most recent meeting, ALEC members passed 64 new policies, including approving adult stem cell research for people suffering from chronic diseases, requiring insurance exchanges to be more transparent, and lowering economic barriers to market entry for occupational licensing. ALEC task forces cover issue sets ranging from broadband internet adoption to fiscal responsibility and federalism.

Like our nation, ALEC is a place of diverse ideas and people. The lessons and values ALEC members take away from their experiences remain, even as they progress to higher office.

ALEC is proud to have the support of thousands of current members in state legislatures around the nation, as well as an alumni network on both sides of the aisle. This network

includes over 100 sitting members of Congress, nine governors, and a host of administration officials, ensuring ALEC remains the most pivotal player in state policy. ALEC members have a 45-year track record of results because we bring the best ideas forward.

Our national political dialogue has never been more fraught with vitriol. The intensity gap has never been wider; clashes over national policy dominate all mediums and seem omnipresent in the American political landscape.

Despite the sound and the fury outside of it, ALEC brings people together by facilitating discussions that result in real solutions, from charter school bills to helping deliver on the President's tax-cutting efforts. This effectiveness has been the hallmark of our organization since its formation 45 years ago.

As ALEC celebrates its 45th anniversary, it seeks to draw input from new voices now more than ever as our country's partisan divide continues to widen. Some may intentionally disregard our body of work and its positive outcome. The truth is ALEC policies are designed to increase freedom and opportunity for all Americans.

Since the days of our founding, ALEC has sought to take on great challenges by sharing innovative ideas. As we move forward through the 21st century, this mindset and partnership with ALEC will be crucial in spreading new policy ideas to states around the nation. After all, **that's why ALEC matters.**

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Our mailing address is:

Jason Bethke  
2900 Crystal Drive  
Arlington, Va 22202



**From:** American Legislative Exchange Council  
**Sent:** Tuesday, September 11, 2018 12:17 PM  
**To:** William Reineke  
**Subject:** ALEC Events and Education, 9/11/18



**Events and Education, September 11,  
2018**



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ALEC 45th Anniversary Gala

**The ALEC 45th Anniversary Gala is Nearly Here**  
American Legislative Exchange Council



The ALEC 45th Anniversary Gala is just two weeks away. The Gala and related events will take place on **Wednesday, September 26th in Washington, DC**. The event will be attended by policy and government leaders from across the nation and will be a lively celebration of 45 years of limited government, free markets and federalism. **Tickets are still available.** If you want to attend this landmark event, follow the link below for information or contact [45@alec.org](mailto:45@alec.org).

[View Event Page](#)

## States and Nation Policy Summit 2018

### Early Bird Registration is Open for the States and Nation Policy Summit

American Legislative Exchange Council



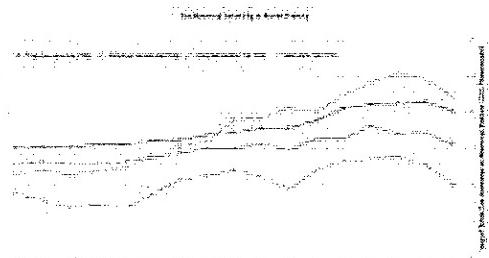
Registration is open for the 2018 States and Nation Policy Summit, which will be held **November 28-30, in Washington, DC**. Join us to learn about key issues and network with fellow legislators and policy leaders in the heart of the Nation's Capital. Early Bird and Housing deadlines are coming soon. **Register today** to lock in your early bird rate, and find more about housing options [here](#). To learn more about the meeting, follow the link below.

[View Meeting Page](#)

## ALEC in the States

## **Written Testimony to North Dakota Interim Taxation Committee, 9/6/18**

Jonathan Williams and Elliot Young | Center for State Fiscal Reform



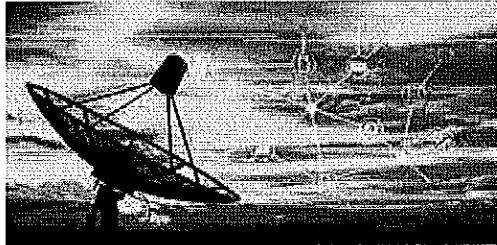
Written Testimony from Center for State Fiscal Reform VP Jonathan Williams and Tax and Fiscal Policy Analyst Elliot Young given to the North Dakota Interim Taxation Committee concerning evidence on state income taxes and economic competitiveness.

[View Testimony](#)

## **Communications and Technology**

### **FCC Proposes Rules to Help America Win the Race to 5G**

Jonathon Hauenschild | Communications and Technology Task Force



Winning the race means re-imagining the regulatory and legislative landscape. With this proposed order, the FCC does just that while respecting the traditional role held by local governments reviewing applications and the traditional role of state governments overseeing local governments.

[View Article](#)

## **New ALEC Publication**

### **State Bonded Obligations, 2018**

Thurston Powers | Center for State Fiscal Reform

**From:** American Legislative Exchange Council  
**Sent:** Thursday, September 13, 2018 12:02 PM  
**To:** William Reineke  
**Subject:** This Week at ALEC, 9/13/18



**AEC Digital Exchange, September 13, 2018**

**States and Nation Policy Summit**

**Early Bird Registration Open for States and Nation Policy Summit**  
American Legislative Exchange Council



Registration is open for the 2018 States and Nation Policy Summit, which will be held **November 28-30, in Washington, DC**. Join us to learn about key issues and network with fellow legislators and policy leaders in the heart of the Nation's Capital. Early Bird and Housing deadlines are coming soon. [Register today](#) to lock in your early bird rate, and find more about housing options [here](#). To learn more about the meeting, follow the link below.

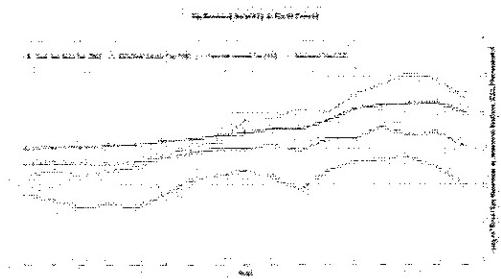
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#### ALEC in the States

#### **Testimony to North Dakota Interim Taxation Committee, 9/6/18**

Jonathan Williams and Elliot Young | Center for State Fiscal Reform



Written Testimony from Center for State Fiscal Reform VP Jonathan Williams and Tax and Fiscal Policy Analyst Elliot Young given to the North Dakota Interim Taxation Committee concerning evidence on state income taxes and economic competitiveness.

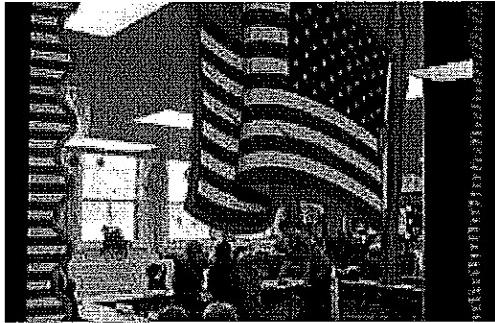
[View Testimony](#)

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## School Safety and Innovation

### **How Facial Recognition Technology Keeps Children Safe**

Anna Parsons | Center for Innovation and Technology



Simple software has made facial recognition technology a viable option for communities and local school leaders to try out and assess best practices. Elementary and high school campuses will benefit from using facial recognition technology as an additional safeguard to prevent future tragedies and give nervous parents more peace of mind.

[View Article](#)

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## Taxation and Energy

### **Taxes Threaten Affordable Energy**

Skip Estes | Tax and Fiscal Policy Task Force



Since 2013, new processes for extracting natural gas revealed a bountiful resource that burned cleaner, cheaper, and more efficiently than many alternatives. The natural gas boom has created thousands of jobs every year, yet some in West Virginia and Pennsylvania itch to raise severance taxes on this resource and endanger economic growth.

[View Article](#)

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## Pension Reform

## The Pension Crisis is Not a Black Swan Event

Thurston Powers and Bob Williams | Center for State Fiscal Reform



Unfunded state pension liabilities will be a millstone around the neck of taxpayers for at least the next two decades. Tax hikes or slashed services will hamstring a generation. Far from a black swan, this crisis is entirely predictable. The continued associated risk is inexcusable.

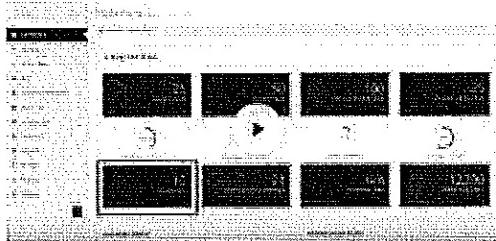
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## ALEC CARE

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### Lawmakers: Conduct and Track Constituent Relations With the Touch of a Button



What makes your constituents tick? Do you really know the pulse of your community on legislative items? The **Constituent Analytics Research Exchange (C.A.R.E.)** is your personal online account to help with just that. Not only track incoming issues of concern from constituents in your district but initiate contact by polling them on what matters most. To activate your own account today, get in contact with our C.A.R.E. Associate, Aaron Gillham, at [agillham@alec.org](mailto:agillham@alec.org).

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## ALEC-FreedomWorks Legislator of the Week

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### Fiscal Responsibility in Texas

Representative Dennis Paul | TX-129



This week, ALEC and FreedomWorks recognize **Texas State Representative Dennis Paul**. Representative Paul is an engineer who volunteers in disaster areas when needed. He is also a principled legislator who is concerned about Texas' state budget obligations and interference from the federal government.

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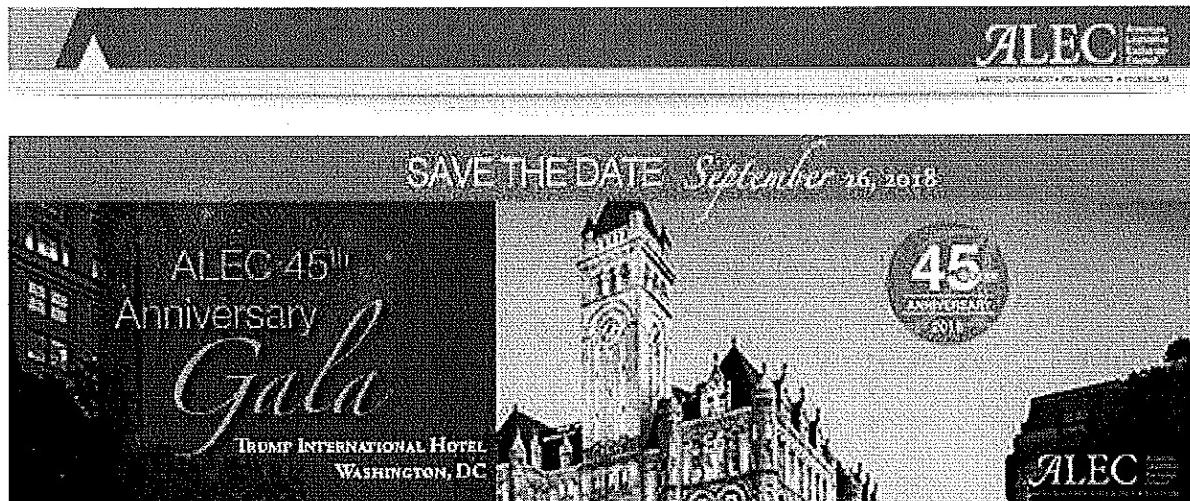


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**From:** American Legislative Exchange Council  
**Sent:** Thursday, September 20, 2018 12:07 PM  
**To:** William Reineke  
**Subject:** This Week at ALEC: 9/20/18



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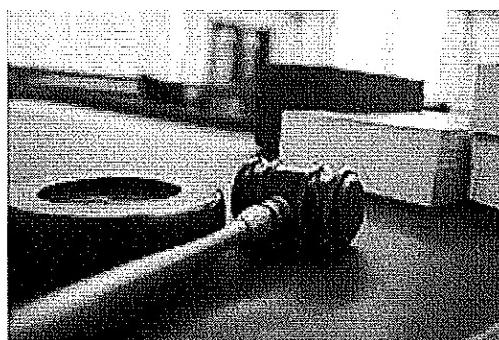
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**ALEC Digital Exchange, September 20,  
2018**

### Model Policy Update

#### **Annual Meeting Model Policy Finalized**

American Legislative Exchange Council



Following consideration by the ALEC Board of Directors, Model Policy passed by Task Forces at the 45th Annual Meeting has been officially adopted and is available on the ALEC website

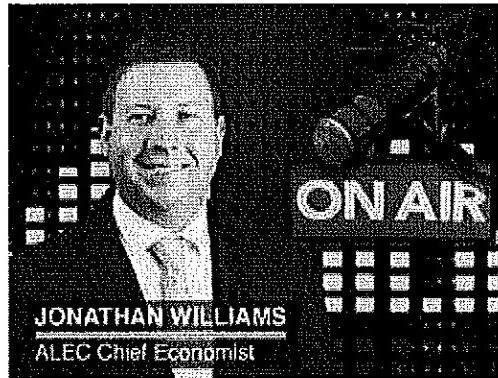
[View Model Policy](#)

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## ALEC On the Air

### Chief Economist Jonathan Williams Joins the Lars Larson Show

*The Lars Larson Show | KXL-FM Portland*



ALEC Chief Economist and Vice President of the Center for State Fiscal Reform Jonathan Williams joined the nationally syndicated Lars Larson Radio Show to discuss Tax Reform 2.0, as well as recent ALEC work on state fiscal policy.

[View Interview](#)

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## Worker Freedom

### New Worker Freedom Call Series

Robert Ordway and Michael Slabinski | Commerce, Insurance and Economic Development

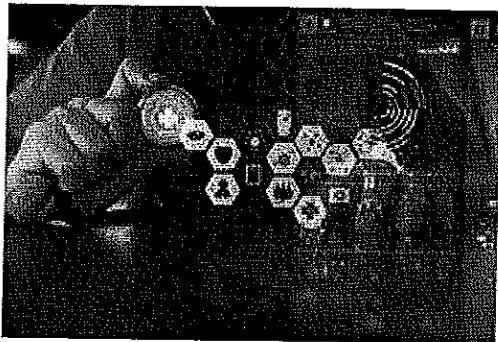


Following a watershed year for worker freedom issues, ALEC will begin a series of monthly phone calls hosted by legislators with guest speakers from around the nation on issues related to this topic. The first call will be this **Friday, September 21st at 11:00 AM EST**. Please RSVP to [Michael Slabinski](mailto:Michael.Slabinski@alec.org) at [mslabinski@alec.org](mailto:mslabinski@alec.org) if you have interest in participating.

## Health and Innovation

### **Telemedicine Apps Help Solve Supply and Demand in Healthcare**

Anna Parsons | Center for Innovation and Technology



Digital technologies compliment physician's efforts. They can relieve physicians of repetitive and cumbersome tasks that distract from the real value they provide—genuine understanding, compassion, and communication. Telemedicine programs are one part of the solution to freeing up doctors and giving them more time to address the needs that only in-person relationships can solve.

[View Article](#)

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## States and Nation Policy Summit 2018

### **Early-Bird Registration Open For States and Nation Policy Summit**



Registration is open for the 2018 States and Nation Policy Summit, which will be held **November 28-30, in Washington, DC**. Join us to learn about key issues for upcoming sessions and network with fellow legislators and policy leaders in the heart of the Nation's Capital. Early Bird and Housing deadlines are coming at the end of the month. [Register today](#) to lock in your early bird rate, and find more about housing options [here](#). To learn more about the meeting, follow the link below.

[View Meeting Page](#)

**From:** Christine Smith  
**Sent:** Tuesday, September 25, 2018 4:42 PM  
**To:** William Reineke  
**Subject:** Tax and Fiscal Policy Task Force 65-Day Notification: States and Nation Policy Summit

*Tax and Fiscal Policy Task Force 65-Day Notification*

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 ALEC  
AMERICAN LEGISLATIVE EXCHANGE COMMITTEE  
LIMITED GOVERNMENT • FREE MARKETS • FEDERALISM

Thank you for being a member of the Task Force on Tax and Fiscal Policy. I am writing to inform you of some upcoming deadlines for the ALEC States and Nation Policy Summit in Washington, DC on November 28-30, 2018.

At our Task Force Meeting we are excited to discuss pension reform, ongoing federal tax reform effects on states, and budget reform. In addition, we will have several updated research publications, including new data about state-by-state unfunded pension liabilities. See below for some important dates related to our meeting:

- **October 15, 2018** – 45-Day Policy Submission Deadline. If you would like to introduce new model policy please send me the draft language by that deadline.
- **October 30, 2018** – 30-Day Notice Published. This will contain a draft of the Task Force Meeting Agendas and model policies scheduled for consideration and review at the Task Force Meeting.
- **October 31, 2018** – Early Bird Registration and Housing Deadline
- **November 25, 2018** – Online Registration Closes
- **November 28, 2018** – Task Force Subcommittee Meetings
- **November 30, 2018** – Task Force Meeting

To vote on these model policies and engage in the important policy discussions, [register for the States and Nation Policy Summit here!](#)

Feel free to reach out to me for any questions, and I look forward to seeing you in our Nation's capital!

Best,  
Christine

Christine Smith  
Tax and Fiscal Policy Task Force Director

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Jason Bethke  
2900 Crystal Drive  
Arlington, Va 22202

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**From:** Joseph.Cicchillo@ohiohouse.gov  
**Sent:** Thursday, October 4, 2018 4:09 PM  
**To:** Bill.Reineke@ohiohouse.gov  
**CC:** William Reineke  
**Subject:** FW: Newsletter text for review

I haven't been able to get in touch with Cora yet, but if you want to go ahead and review the language below for the newsletter.

Thanks,

**Joseph Cicchillo**  
*Legislative Fellow for State Representative Bill Reineke*  
Ohio House of Representatives, District 88  
77 S High Street, 14<sup>th</sup> Floor | Columbus, Ohio 43215  
(614) 466-1374

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**From:** Leach, Eric  
**Sent:** Thursday, October 04, 2018 3:50 PM  
**To:** Cicchillo, Joseph <Joseph.Cicchillo@ohiohouse.gov>  
**Subject:** FW: Newsletter text for review

You need to go over this Rep. Reineke ASAP today because it will have to go out tomorrow. Call Cora and see if you can get a draft of what it looks like with the software.

**Eric Leach**  
**Senior Legislative Aide**  
**Office of Assistant Majority Whip Bill Reineke**  
**88<sup>th</sup> District | Ohio House of Representatives**  
614-466-1374  
[eric.leach@ohiohouse.gov](mailto:eric.leach@ohiohouse.gov)  
77 South High Street, 14<sup>th</sup> Floor  
Columbus, OH 43215

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**From:** Crock, Sarah  
**Sent:** Wednesday, October 03, 2018 9:10 AM  
**To:** Leach, Eric <[Eric.Leach@ohiohouse.gov](mailto:Eric.Leach@ohiohouse.gov)>  
**Subject:** Newsletter text for review

Hi Eric,

I put the text below for review. To clarify, when Cora comes in (she is stuck in traffic) we should be able to input the text into the newsletter software and see if there's space issues, etc. I always prefer to write more material rather than less—I'd rather cut things than not write enough.

Let me know if you or Rep. Reineke have any edits or corrections, or if you were hoping for a different direction with any of the subjects.

Thanks,

Sarah Crock  
LSC Fellow '18  
Majority Communications  
Ohio House of Representatives  
(614) 466-5007

#### VANGUARD-SENTINEL 50<sup>TH</sup> ANNIVERSARY

Ohio's workforce and career options are changing rapidly, with innovative technology implemented and brand-new positions created that were unheard of ten years ago. These changes have produced jobs that do not require a college degree, like agriculture science and digital media technology. I feel strongly that Ohio needs to catch up to these workforce changes and start educating students so they are prepared for these new fields, many of which have frequent job openings.

Vanguard-Sentinel Career and Technology Center is an institution that has done an admirable job of closing that gap and preparing Ohio students for skilled labor and other new positions that do not require a college degree. VSCTC, which recently celebrated its 50<sup>th</sup> anniversary, provides quality career technical education through partnerships with 15 local high schools and has fostered relationships with multiple local universities. VSCTC helps Ohio students obtain respectable careers in these dignified labor fields by giving them the chance to earn certificates and to complete apprenticeships and degrees, setting them on paths to success.

#### BROADBAND BILLS

In this digital age, broadband internet has become a gateway to the world, accessible right from our homes. More than 300,000 households here in Ohio lack access to reliable broadband internet, putting those residents at a disadvantage and leaving them out of the loop when it comes to job opportunities and basic resources. We have passed several bills

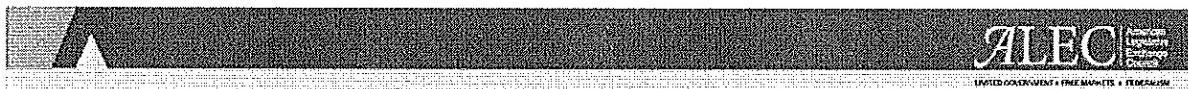
here in the Ohio House that address these broadband issues and help to provide all Ohioans with access to reliable broadband service.

House Bill 281 pinpoints solutions to the problem of “last-mile” connectivity, the term used when extending service to a rural area is considered cost-prohibitive. The bill creates the Residential Broadband Expansion Program, which will provide project funding to implement broadband in unserved areas. It also encourages partnerships between local governments and private businesses. Another bill striving for extended broadband service is House Bill 378, which establishes the Ohio Broadband Development Grant Program to provide funds to eligible applicants who have projects specifically designated for broadband expansion.

#### NEW DRIVERS' LICENSES

In an effort to streamline the process and the means by which Ohioans can legally identify themselves, the Ohio Bureau of Motor Vehicles has implemented two new types of drivers' licenses, the standard and compliant versions. Be sure to familiarize yourself with these new licenses, as they can be used for commercial airline travel, federal military bases and more. Please utilize the BMV.Ohio.gov website for further information and resources.

**From:** American Legislative Exchange Council  
**Sent:** Tuesday, October 9, 2018 2:49 PM  
**To:** William Reineke  
**Subject:** Center Correspondence: Center to Restore the Balance of Government, 10/9/18



**Center to Restore the Balance of Government**  
October 9, 2018



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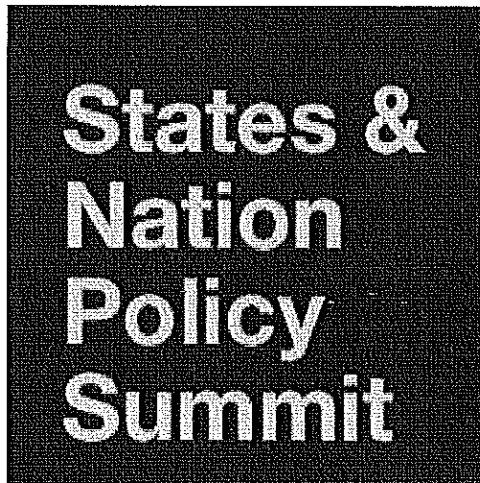


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### States and Nation Policy Summit 2018

#### **Join ALEC at the States and Nation Policy Summit in Washington, DC**

Karla Jones | American Legislative Exchange Council



Plan to arrive in DC the afternoon of **Tuesday, November 27** for the upcoming States and Nation Policy Summit as the Taipei Economic and Cultural Representative Office (TECRO) is hosting a reception for the ALEC Task Force on Federalism and International Relations and ALEC Leadership at Twin Oaks. In lieu of our Subcommittee Meetings, we will visit the embassy of one of America's major trading partners to discuss international trade and will then join members of the Energy, Environment and Agriculture Task Force at the US Department of Interior for a briefing and tour. Our Task Force Meeting runs from **2:30pm-5:30pm on Thursday, November 28** – please send me model policy that you would like to see considered by **Monday, October 15, 2018**. [Register for the meeting here.](#)

## Chairman's Corner

### **State Solutions to Make Health Care Affordable**

Speaker Linda Upmeyer | Center Chair and Iowa House Speaker



A topic on the minds of many Iowans and Americans as a whole is the issue of health care. In Iowa, we spent a lot of time addressing many of the health care challenges that our state faced. During this year's legislative session, we passed comprehensive mental health reform, tackled the growing opioid crisis and expanded access to health care services in rural areas of the state. These are all very important topics, but there is another topic that we consistently hear about from our constituents – the need to make health care more affordable. [Read more here.](#)

## International Democracy

### **Hungary -- The European Union Steps in to Right the Erosion of Rule of Law**

Brandon Hansen and Karla Jones | American Legislative Exchange Council

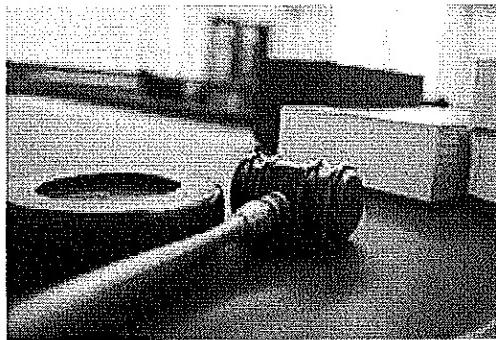


Hungary is the latest European Union (EU) member state to face EU Article 7 proceedings due to "a serious breach" of the organization's fundamental values. In this case it is a marked erosion of rule of law. [Read more here.](#)

## Task Force Update

### **Federalism and International Relations Task Force News**

Karla Jones | Center to Restore the Balance of Government



The model policy adopted by the Task Force on Federalism and International Relations at this summer's ALEC Annual Meeting in New Orleans was approved by the ALEC Board and is available online. Links to the model policy appear below:

#### **-Executive Branch Transparency in Testimony Act**

- [Read more about this policy here](#)

#### **-Victims of Communism Memorial Day Resolution**

- [An ALEC press release about this model policy can be accessed here](#)

#### **-Resolution Reaffirming the Right of State Legislatures to Determine Electoral Districts**

- An article describing the circumstances that this model policy addresses can be [accessed here](#).

#### **-Resolution in Support of the Taiwan Travel Act**

- [Read more about this important step in US-Taiwan relations here.](#)

#### **-Establishing Production of Economic Analysis in the State Legislature Act**

**From:** Christine Smith  
**Sent:** Monday, October 15, 2018 4:12 PM  
**To:** William Reineke  
**Subject:** Tax and Fiscal Policy Task Force Meeting News and Deadlines

*Tax and Fiscal Policy Meeting News*      Email not displaying correctly?  
[View it in your browser.](#)

 ALEC  
UNited Government • FREE MARKETS • FEDERALISM

Dear Tax and Fiscal Policy Task Force Members,

As the ALEC States and Nation Policy Summit (SNPS) in Washington, DC, approaches, I wanted to send along a few reminders and deadlines.

**All model policy to be considered at SNPS must be submitted to me by the end of today, Monday, October 15.** If you would like to suggest topics for our task force or subcommittee agendas, please send by the end of this week. Early-bird registration rates will end on October 31, and the ALEC housing block will also close October 31. Make sure you have your calendars marked correctly for Friday, November 30 from 2:30-5:30 PM for the Tax and Fiscal Policy Task Force Meeting, and Wednesday morning, November 28, for our subcommittee meetings. For further information and to register, please visit the ALEC website by [clicking here](#).

The Center for State Fiscal Reform is also hosting a Newly-Elected Legislator Academy on **November 26 and 27 in Washington, DC**, immediately prior to SNPS. This Academy will equip legislators with the resources they need to responsibly balance budgets, restore economic competitiveness, and tackle the growing problem of unfunded pensions for government workers. If you have recommendations of legislators that will be elected for the first time next month, please send us their names and contact information. If they are also able to stay for SNPS, they will receive a comped conference registration.

As always, please contact me with any questions. I look forward to seeing you next month!

Sincerely,

**Christine Smith**

Director, Tax and Fiscal Policy Task Force  
American Legislative Exchange Council  
2900 Crystal Drive, Suite 600  
Arlington, VA 22202

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**Our mailing address is:**

Jason Bethke  
2900 Crystal Drive  
Arlington, Va 22202

[update subscription preferences](#)

**From:** Eric.Leach@ohiohouse.gov  
**Sent:** Tuesday, June 26, 2018 9:56 AM  
**To:** William Reineke  
**Subject:** RE: whip list for 6 27 2018

Sure on it now.

**Eric Leach**  
**Senior Legislative Aide**  
**Office of Representative Bill Reineke**  
**Assistant Majority Whip**  
**88<sup>th</sup> District | Ohio House of Representatives**  
614-466-1374  
[eric.leach@ohiohouse.gov](mailto:eric.leach@ohiohouse.gov)  
77 South High Street, 14<sup>th</sup> Floor  
Columbus, OH 43215

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**From:** William Reineke <william.reineke@drivereineke.com>  
**Sent:** Tuesday, June 26, 2018 9:55 AM  
**To:** Leach, Eric <Eric.Leach@ohiohouse.gov>  
**Subject:** Fwd: whip list for 6 27 2018

Could you please print and deliver to rep Gonzales office immediately

Thank you

Sent from my iPhone

Begin forwarded message:

**From:** William Reineke <[william.reineke@drivereineke.com](mailto:william.reineke@drivereineke.com)>  
**Date:** June 26, 2018 at 9:48:31 AM EDT  
**To:** "[gonzales4ohio@gmail.com](mailto:gonzales4ohio@gmail.com)" <[gonzales4ohio@gmail.com](mailto:gonzales4ohio@gmail.com)>, William Reineke <[william.reineke@drivereineke.com](mailto:william.reineke@drivereineke.com)>  
**Subject:** Fwd: whip list for 6 27 2018

Sent from my iPhone

Begin forwarded message:

**From:** William Reineke  
[william.reineke@drivereineke.com](mailto:william.reineke@drivereineke.com)  
**Date:** June 26, 2018 at 9:05:59 AM EDT  
**To:** "gonzales4ohio@gmail.com"  
[gonzales4ohio@gmail.com](mailto:gonzales4ohio@gmail.com)  
**Subject:** Fwd: whip list for 6 27 2018

Sent from my iPhone

Begin forwarded message:

**From:** William Reineke  
[william.reineke@drivereineke.com](mailto:william.reineke@drivereineke.com)  
**Date:** June 25, 2018 at 9:30:37 AM EDT  
**To:** "gonzales4ohio@gmail.com"  
[gonzales4ohio@gmail.com](mailto:gonzales4ohio@gmail.com)  
**Cc:** William Reineke  
[william.reineke@drivereineke.com](mailto:william.reineke@drivereineke.com)  
**Subject:** FW: whip list for 6 27 2018

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**From:** William Reineke  
**Sent:** Friday, June 22, 2018 3:30 PM  
**To:** 'gonzales4ohio@gmail.com'  
[gonzales4ohio@gmail.com](mailto:gonzales4ohio@gmail.com)  
**Subject:** FW: whip list for 6 27 2018

Hi Anne,

Please advise!

Thanks, Bill

Bill Reineke  
State Representative, 88<sup>th</sup> District  
c) 419 934 7387

Tuesday, June 26, 2018  
Caucus 7:00 – 9:00 PM

Wednesday, June 27, 2018  
Caucus 10:00 – 11:00 AM  
Session: 11:00 AM

Bills for Third Consideration

- House Bill 7 – Rep. Cupp –  
Reported out of Civil Justice (11-2, Dever)
  - o Address medical claims and provider immunities
  
- House Bill 51 – Rep. Faber –  
Reported out of State and Local Government (8-6, Anielski, Arndt)
  - o Review and sunset cabinet departments
  
- House Bill 92 – Rep. Schaffer –  
Reported out of Criminal Justice (13-0)
  - o Require public indecency before minors offenders to register
  
- House Bill 156 – Rep. Schuring –  
Reported out of Insurance (11-0)
  - o Address vision care insurance limits
  
- House Bill 189 – Rep. Roegner, Reece – Reported out of Government Accountability and Oversight (10-4, party line)
  - o Change Cosmetology Licensing Law
  
- House Bill 211 – Rep. Hughes –  
Reported out of Economic Development, Commerce, and Labor (12-2, Hood, Dean)
  - o License home inspectors

- House Bill 240 – Rep. Barnes –  
Reported out of Higher Education and  
Workforce Development (12-0)
  - Require state higher ed to adopt  
sex offense policies
- House Bill 293 – Rep. Scherer,  
Sheehy – Reported out of Transportation  
and Public Safety (11-3, Manning)
  - Alter time periods pertaining to  
new drivers
- House Bill 349 – Reps. LaTourette –  
Reported out of Criminal Justice (13-0)
  - Increase and expand crime of  
assaulting a police animal
- House Bill 355 – Reps. Hill, Rezabek  
– Reported out of Criminal Justice (13-0)
  - Prohibits sexting if under 21 but  
allows diversion from penalty
- House Bill 371 – Rep. Merrin –  
Reported out of Ways and Means (15-3,  
Green, Hambley)
  - Exempt increased value of  
subdivided land until building starts
- House Bill 386 – Reps. Henne, Kelly  
– Reported out of FIHUD (12-0)
  - Modify credit reporting agency  
fees for a credit report freeze
- House Bill 394 – Rep. Rezabek –  
Reported out of Criminal Justice (10-3,  
Butler, Cupp, Hughes)
  - Revise juvenile procedures
- House Bill 425 – Reps. Antani, Craig  
– Reported out of Government  
Accountability and Oversight (12-0)
  - Declare police body camera  
recordings not to be public records

- House Bill 469 – Reps. Schuring, Patton – Reported out of Government Accountability and Oversight (12-0)
  - o Grant tax credit for transformational mixed use development
- House Bill 479 – Reps. Lipps, West – Reported out of Government Accountability and Oversight (12-0)
  - o Disclose drug price information to patients
- House Bill 480 – Rep. Hill – Reported out of Civil Justice (11-0)
  - o Establish requirements for multi-parcel auctions
- House Bill 497 – Reps. Rogers, Manning – Reported out of Community and Family Advancement (13-1, Vitale)
  - o Prohibit disseminating private sexual images
- House Bill 500 – Rep. Carfagna – Reported out of State and Local Government (14-0)
  - o Change township law
- House Bill 502 – Rep. Anielski – Reported out of Education and Career Readiness (19-0)
  - o Train public school educators about youth suicide
- House Bill 504 – Rep. Pelanda – Reported out of Economic Development, Commerce, and Labor (10-1, Dean)
  - o Regards interior designers
- House Bill 511 – Reps. Lanese, Rogers – Reported out of Community and Family Advancement (11-0)
  - o Change age at which can marry

- House Bill 540 – Reps. Gavarone, Manning – Reported out of Education and Career Readiness (17-2, Hood)
  - o Regards teacher evaluations
- House Bill 543 – Reps. Perales, Hambley – Reported out of State and Local Government (11-0)
  - o Allow prosecutor to contract to give outside legal advice
- House Bill 551 -- Reps. Perales, Romanchuk – Pending in Economic Development, Commerce and Labor
  - o Regarding hazardous occupations prohibited for minors and providing training to certain minors employed in a construction or manufacturing occupation
- House Bill 557 – Rep. Anielski – Reported out of Health (13-3, Butler, Merrin, Romanchuk)
  - o License and regulate art therapists
- House Bill 572 – Reps. Scherer, Howse – Reported out of Aging and Long-Term Care (11-0)
  - o Regards PERS service credit for nonteaching DD board employees
- House Bill 595 – Reps. Cupp, Rezabek – Reported out of Civil Justice (12-0)
  - o Revise law of wills, trusts, and suspicious deaths
- Senate Bill 66 – Sens. Eklund, Tavares – Reported out of Criminal Justice (13-0)
  - o Modify criminal sentencing and corrections law

- Senate Bill 81 – Sen. Terhar –  
Reported out of Armed Services, Veterans Affairs, and Homeland Security (10-1)
  - o Revise licensing rules for military personnel concealed carry
- Senate Bill 127 – Sen. LaRose –  
Reported out of Government Accountability and Oversight (10-0)
  - o Require actions when driver approaches waste collection vehicle
- Senate Bill 216 – Sen. Huffman –  
Pending in Education and Career Readiness
  - o To enact the "Ohio Public School Deregulation Act" regarding the administration of preschool and primary and secondary education programs
- Senate Bill 220 – Sens. Hackett, Bacon – Pending in Government Accountability and Oversight
  - o To provide a legal safe harbor to covered entities that implement a specified cybersecurity program
- Senate Bill 221 – Sen. Uecker –  
Pending in Government Accountability and Oversight
  - o To reform agency rule-making and legislative review thereof
- Senate Bill 239 -- Sen. Dolan –  
Pending in State and Local Government
  - o To modify the law concerning regional councils of governments
- Senate Bill 299 – Sen. Gardner –  
Pending in Finance
  - o To allow equipment for the protection and preservation of Lake Erie to be purchased with proceeds from the Parks and Recreation Improvement Fund, and to appropriate funds for projects enhancing

## water quality in the Western Lake Erie Basin

### House Bill 7

HB 7 addresses several areas of tort law, primarily in regards to medical malpractice litigation. The bill codifies the Ohio Supreme Court's recent medical malpractice "apology" holding by expressly stating in the statute that an apology may include a statement that includes an admission of error or fault. The bill also permits notice of a lawsuit to be provided by certified mail (as opposed to personal service, which can be awkward for all parties). To help minimize the inclusion of non-liable medical providers in a lawsuit, the bill establishes an optional alternative process, allowing for a more targeted approach without diminishing or enlarging the time within which the lawsuit must be filed under current law.

Additionally, HB 7 prohibits the use of insurer payment policies and guidelines—including those of government payers—to establish the standard of care required of medical providers for tort liability purposes. The bill permits peer review of information shared with regulators, but also clarifies that disclosing the peer review information to a regulator does not otherwise affect the confidentiality of the information. The bill provides protection for certain providers/hospitals concerning good faith failure to discharge and discharge. Of final note, in the event that an epidemic or a natural, technological, or man-made disaster overwhelms emergency care providers, the bill provides for an alternative standard of liability for emergency care providers to encourage

them to still provide needed medical care in such situations.

HB 7 is supported by the Ohio State Medical Association and the American College of Emergency Physicians, but opposed by the Ohio Association for Justice. The bill was reported by the Civil Justice Committee 11-2 with Rep. Dever voting "no."

#### House Bill 51

HB 51 establishes a procedure for the General Assembly to periodically review cabinet departments and establishes a schedule for departments that are not renewed to cease operation. The bill also modifies the schedule of performance audits conducted by the Auditor of State to coincide with the periodic review of departments.

The bill requires the Senate President and House Speaker to direct standing committees to hold hearings to evaluate departments within the first three months after a general assembly begins.

HB 51 is supported by Americans for Prosperity and opposed by Service Employees International Union (SEIU), Ohio Civil Service Employees Association (OCSEA), and Policy Matters Ohio. The bill was reported out of State and Local Government Committee 8-6 (Anielski, Arndt).

#### House Bill 92

HB 92 requires an offender who knowingly commits public indecency for the purpose of sexual arousal or gratification, and who is likely to be viewed by minors, to register as a Tier I sex offender/child-victim offender (lowest level), which means they

will be required to register annually. The substitute bill allows for judicial discretion for first-time offenders.

HB 92 is supported by the Baltimore Police Department, but opposed by the Office of the Public Defender and ACLU of Ohio. The bill was unanimously reported by the Criminal Justice Committee.

#### House Bill 156

HB 156 prohibits insurers from requiring vision care providers to charge a fee set by the insurer for vision care services and materials that the insurer does not even cover. The bill allows the provider to opt-in to the insurer's fee schedule, but clarifies that whether or not the insurer contracts with the provider cannot be contingent upon the provider accepting the insurer's fee schedule for non-covered services

Additionally, HB 156 requires both the provider and insurer to disclose certain things to the patient so the patient can make informed choices when shopping for vision care materials and services. The bill also prohibits the repeated failure to disclose the required info and subjects the insurer or provider to potential discipline from the licensing board or ODI, whichever is applicable.

Providers have brought concerns that they are being forced to cap the amount they charge for non-covered services (such as a second pair of glasses) so that the insurer can provide an additional benefit to the enrollee without having to pay for it. Additionally, the optometrists argue that they often are required to obtain the vision care materials from vendors that are partially owned by the insurers. The insurers argue that the provider does not

have to sign the contract with them, but they often do because they provide the benefit of funneling covered enrollees to the provider which outweighs any harm imposed by capping the fees charged for non-covered services. A compromise was made that got the National Association of Vision Plans to be proponents. The Ohio Association of Health Plans, however, still oppose the bill.

HB 156 is supported by the National Association of Vision Care Plans and the Ohio Optometric Association, but is opposed by the Ohio Associations of Health Plans and other insurance groups. HB 156 was reported by the Insurance Committee unanimously.

#### House Bill 189

HB 189 reduces the required hours of initial instruction to earn a cosmetology license from 1,500 to 1,000; for a cosmetology license where the applicant is a licensed barber from 1,000 to 400; for a hair designer license from 1,200 to 800; and for a hair designer license where the applicant is a licensed barber from 1,000 to 200. It also eliminates advance level licenses for cosmetologists, estheticians, hair designers, manicurists, and natural hair stylists.

In addition, the bill 1.) eliminates the natural hair stylist license, 2.) converts an independent contractor license to an independent contractor registry, 3.) revises boutique services provider registrations, 4.) changes the State Cosmetology and Barber Board membership and duties, 5.) requires the Board to adopt rules to establish an apprentice cosmetology program (who are not licensed but are training in cosmetology under a person holding a

practice or instructor's license), 6.) allows distance education to meet education and continuing education requirements under the Cosmetology Law & requires the Board to adopt rules, 7.) modifies reciprocity and licenses, 8.) creates a licensure process by endorsement, 9.) alters instructor license requirements, 10.) changes cosmetology licensure examination requirements, and 10.) makes changes regarding cleaning standards and infection control.

The bill is supported by the NFIB, the Ohio Chamber of Commerce, Ohio Salon Association, The Charles Penzone Salons, SportClips, Great Clips, and Professional Beauty Association. The bill is opposed by the Ohio Association of Cosmetology Schools, Wezlynn VanDyke Davis, Nancy Brown from Brown Aveda Institute, and other individual cosmetologists and small salons. The Buckeye Institute is an interested party to the legislation. The bill passed GAO 10-4 (party line).

#### House Bill 211

HB 211 would require the licensure of home inspectors and creates the Ohio Home Inspector Board. The Home Inspector Board will consist of five members (three appointed by the Governor, one by the Speaker of the House, and one by the Senate President) and will be within the Department of Commerce. Thirty states, including Indiana, Kentucky, Pennsylvania, and West Virginia, require home inspectors to be licensed.

HB 211 is supported by the Ohio Association of Realtors and American Society of Home Inspectors, but opposed by Namistil Home Inspections, HomeSpection Training Institute, Americans for Prosperity. It was reported

by the Economic Development, Commerce and Labor Committee 12-2 with Reps. Hood and Dean voting “no.”

**House Bill 240**

HB 240 will require each public university and college to adopt a policy regarding dating violence, domestic violence, sexual assault, stalking, and rape on campus, as well as require them to keep a record of all reports of such incidents that they receive. State universities and colleges also have the flexibility to go beyond the minimum federal requirements for such a policy.

There is no state law requiring state universities and colleges to adopt policies as such under HB 240. However, these institutions of higher education are required to adopt such policies under the federal Clery Act and Title IX.

The bill also designates April as “Respect Your Date Month” and contains an emergency clause. HB 240 was reported by the Higher Education and Workforce Development Committee unanimously and has no opponents.

**House Bill 293**

HB 293 revises laws pertaining to probationary driver’s licenses and temporary instruction permits.

The bill alters from 16 to 16 ½ the age at which a person is first eligible to obtain a probationary driver’s license. It achieves this by requiring the person to hold a temporary instruction permit for one year before obtaining the probationary license; the temporary permit is valid for 2 ½ years. The bill also revises the restricted time for a person with a temporary permit and

probationary license between the hours of 10:00pm and 6:00am.

Lastly, the bill eliminates a court's authority to order that a parent or guardian accompany a probationary license holder who is under 17 and pleads guilty to, is convicted of, or is adjudicated in juvenile court of having committed a moving violation during the first six months of holding that license.

Under current law, the holder of a temporary permit who is under 18 is prohibited from driving between the hours of 12:00am (midnight) to 6:00am unless accompanied by a parent. The same time restrictions apply to a person who holds a probationary driver's license.

HB 293 has no opponents. The bill was reported by the Transportation and Public Safety Committee 11-3 with Rep. Manning voting "no."

**House Bill 349**  
HB 349 equalizes the penalties for assaulting a search-and-rescue dog or horse to the existing penalties for assaulting a police dog or horse. (These presently range from an M2 for assault to an F3 if the assault caused the death of the animal.) The bill requires volunteers to be certified to train by a nationally recognized search-and-rescue training organization, program or course.

HB 349 is supported by Miami Valley Mounted Search and Rescue, Midwest K9 Search Unit, and Buckeye Emergency Response Training School. The bill has no opponents. It was unanimously reported by Criminal Justice Committee.

#### **House Bill 355**

HB 355 was brought in response to a growing dilemma for dealing with juveniles that commit the crime commonly referred as “sexting.” Under current law, a prosecutor can generally choose either to not charge them for the offense or to charge them with a felony that could potentially ruin their lives. This bill outlines the crime of “possession of sexually explicit digital material,” (referred to in the bill as “sexting”). Only offenders under the age of 19 are eligible for this alternative (M1) charge that allows for mandatory diversion eligibility. Those with prior offenses cannot take part in the diversion program. The substitute bill included language to make clear that prosecutors could charge for a more serious offense if the elements were met and they wished to pursue such a heightened charge.

HB 355 is supported by the Ohio Judicial Conference, but opposed by the Ohio Prosecuting Attorney’s Association and the ACLU of Ohio. The bill was unanimously reported by Criminal Justice Committee.

#### **House Bill 371**

HB 371 exempts from property taxation any increase in taxable value of land subdivided for construction of residences until 1.) construction starts on the residence buildings, 2.) the land is sold, or 3.) eight years have passed, whichever occurs first. Changes made in committee placed an eight-year cap on the exemption.

HB 371 is supported by the Ohio Homebuilders Association and the Ohio Real Estate Investors Association, but opposed by a number of local government groups including the Ohio School Boards Association, the Ohio Municipal League,

the Ohio Township Association, the County Commissioners Association. The bill was reported by the Ways & Means Committee 15-3 with Reps. Green and Hambley voting "no."

#### House Bill 386

HB 386 makes a simple change that allows individuals to place a freeze on their credit with the three credit bureaus without having to pay the 5-dollar charge.

Given the recent data breaches with Experian and others, many people may wish to proactively freeze their credit to prevent an identity thief from opening an account in their name. Unless they can show they have been a victim of identity theft, they must pay 5 dollars. While this may not sound like a lot, they have to pay it in order to freeze and unfreeze their credit. For example, if a family of four wanted to do this, it could cost \$60 just to freeze their credit and another \$60 when they wished to unfreeze it. Removing this fee helps consumers protect their credit.

The lone opponent to HB 386 is the Consumer Data Industry Association. The bill was reported by the Financial Institutions, Housing, and Urban Development Committee unanimously.

#### House Bill 394

HB 394 addresses a number of pressing issues in juvenile court. The bill maintains as mandatory bind-overs (to adult court) for children charged with aggravated murder if the child was 16 or 17 years old at the time of the crime. However, all other bind-overs are discretionary. This structure generally allows a judge to consider the circumstances around the crime rather

than automatically binding them to be tried in adult court.

The bill also prohibits sentencing an offender to life imprisonment without parole for an offense that was committed when the offender was under age 18. It establishes a review mechanism for offenders in certain circumstances who receive, or have received, a definite sentence of more than 18 years or an indefinite sentence for a crime committed before turning 18. The goal of these provisions is to recognize the developmental handicaps of children in a constitutionally sound way.

HB 394 is supported by the Juvenile Justice Coalition, Ohio Judicial Conference, Office of the Ohio Public Defender, and other organizations, but opposed by the Ohio Prosecuting Attorneys Association and Ohio Crime Victim Justice Center. The bill was reported by the Criminal Justice Committee 10-3 with Reps. Butler, Cupp, and Hughes voting "no."

#### House Bill 425

HB 425 specifies when body camera and dashboard camera recordings are public records. If either type of recording shows the death of a person, grievous bodily harm, an act of severe violence, or a nude body, the bill allows for the person shown in the recording to consent to its release only if the recording is not a confidential law enforcement investigatory record. Provisions in the bill also protect the identity of a child in these recordings. The bill allows for court action to request the release of restricted portions of these video recordings. Lastly, the bill specifies that a public school infrastructure record is not a public record.

The bill is supported by George Speaks, City of Columbus Public Safety Department, the ACLU of Ohio, and the Ohio News Media Association. It has no opponents. The bill passed GAO committee by a vote of 12-0.

#### House Bill 469

HB 469 authorizes a nonrefundable insurance company tax credit for contributions of capital for the construction of transformational mixed use development (TMUDs) projects. TMUDs are defined under the bill as multi-purpose developments that include at least one large building (either 15 or more stories high or 350,000 or more square feet in floor area) and that are expected to have a "transformational economic impact" on the surrounding area.

The credit is 10 percent of the documented development costs, and it permits unclaimed credit to be carried over for five years. It may be claimed against the state's taxes on foreign and domestic insurance companies. The Director of Development Services (DSA) awards the credit through an application process initiated by the property owner if the estimated development costs to complete the project exceed \$50 million. The bill requires an insurance company that intends to claim the credit to purchase the right to claim the credit from the property owner. LSC estimates that each such project would result in GRF revenue loss of \$5 million or more. Also, the number of projects that may be approved is undetermined under the bill.

The bill is supported by Steve Coven from Robert L. Stark Enterprises, Ohio Municipal League, and the Ohio Chamber of

Commerce. The bill does not have any opponents. It was reported by GAO 12-0.

**House Bill 479**

HB 479 reduces the administrative burden placed on pharmacists by Pharmacy Benefit Managers (PBMs), which act as third-party intermediaries between pharmacies and insurers. The bill prohibits health insurers and third-party intermediaries from requiring, or directing pharmacies to collect, cost-sharing beyond a certain amount from individuals purchasing prescription drugs.

HB 479 also prohibits issuers and administrators from retroactively adjusting pharmacy claims except when it is a result of a technical billing error. Issuers and administrators are prohibited from charging claim-related fees unless those fees can be determined at the time of claim adjudication.

Proponents advocate for the bill because it requires that patients are informed of the most affordable option for prescriptions and would limit the amount that a PBM, health plan, or other administrator may charge a patient covered under a prescription benefit plan. Proponents include the Ohio Pharmacists Association, Discount Drug Mart, Equitas Health, Epilepsy Foundation, Alliance for Transparent & Affordable Prescriptions, and the National Multiple Sclerosis Society to name a few.

The bill has no opponents. GAO Committee passed the bill 12-0.

**House Bill 480**

HB 480 clarifies that the common practice of multi-parcel auctions are recognized in

Ohio law. Current law generally governs three types of auctions: absolute, reserve, and estate auctions. The bill adds a multi-parcel auction as a new type of auction subject to regulation by the Department of Agriculture. A multi-parcel auction is any auction of real or personal property in which multiple parcels or lots are offered for sale in various amalgamations, including as individual parcels or lots, combinations of parcels or lots, and all parcels or lots as a whole. This method allows auctioneers to offer a variety of assets by an individual parcel, group of parcels, or as a whole to maximize value.

HB 480 is supported by the Ohio Auctioneers Association and has no opponents. The bill was unanimously reported by the Civil Justice Committee.

#### House Bill 497

HB 497 aims to protect Ohioans from “revenge porn.” The bill makes it a first degree misdemeanor to disseminate private sexual images with intent to harm the individual in the image and adds possible felony offenses for subsequent violations. The bill also creates a third degree misdemeanor when harmful material is transmitted to juveniles if certain conditions are met.

Additionally, HB 497 creates a civil action that the victim may file against the offender, including a possible TRO, compensatory damages, punitive damages, reasonable attorney’s fees, and cost of bringing the action.

HB 497 prohibits an institution of higher learning from disciplining or showing bias in awarding financial assistance to a victim of this bill and prohibits licensing agencies or

boards from refusing to issue a license or disciplining a victim of this bill.

This bill was amended in committee to remove provisions related to employers, which moved the Ohio Chamber and other business groups to neutral. The bill was reported by the Community and Family Advancement Committee 13-1 with Rep. Vitale voting "no."

#### House Bill 500

HB 500 provides additional authority to townships in a variety of areas. It allows a municipality, in addition to a township under the bill, to levy a tax for any combination of the following purposes: 1.) acquiring, constructing, or maintaining buildings and equipment for police, fire, and emergency medical services, 2.) constructing or repairing roads and bridges, and 3.) general infrastructure improvements.

A county would be permitted to levy a tax for any combination of the following expenses: 1.) constructing and repairing roads and bridges, 2.) maintaining and operating a county home, jail, detention facility, or sewage disposal facility, 3.) funding the county's share of the cost of operating schools, detention facilities, and forestry camps, 4.) preparing for flood defense, 5.) constructing and maintaining drainage improvements, 6.) establishing and operating a 9-1-1 system, 7.) acquiring, constructing, and maintaining county facilities, and 8.) acquiring or improving land. The bill allows political subdivisions to electronically certify to the board of elections a question or issue to be placed on the ballot.

The bill is supported by the Ohio Townships Association and was opposed in committee by the Ohio Fire Chief's Association. Their concerns were removed from the bill. The bill passed State and Local Government Committee 14-0.

#### House Bill 502

HB 502 would require public school employees to undergo training in youth suicide awareness and prevention programs once every two years, as part of in-service training.

Current law already requires that public schools incorporate training in youth suicide awareness and prevention through in-service training, but does not specify frequency.

In addition to youth suicide and prevention programs, school employees currently must attend at least four hours of in-service training in the prevention of child abuse, substance abuse, violence, harassment, intimidation, and bullying, and the promotion of positive youth development every five years after their initial two years of employment with the district or center.

HB 502 was reported by the Education and Career Readiness Committee unanimously and has no opponents.

#### House Bill 504

Current law prohibits interior designers from submitting commercial building plans to obtain a building permit without the seal of an architect or engineer. HB 504 removes this barrier by allowing certified interior designers to submit plans. To qualify to submit plans independently, interior designers must be certified by the

newly created Ohio Interior Design Examiners Board.

This bill is completely permissive. One can still operate as an interior designer, however, without proper certification, interior designers would need to have an architect or engineer sign off on the building plans. Passage of this legislation will allow for construction work to begin more quickly because of fewer bureaucratic hurdles to interior designers.

HB 504 is supported by Associated Builders and Contractors and American Society of Interior Designers, but opposed by the American Institute of Architects of Ohio. The bill was reported by the Economic Development, Commerce, and Labor Committee 10-1 with Rep. Dean voting "no."

#### House Bill 511

HB 511 standardizes the age at which a person can get married. The bill prohibits minors from getting married unless they are emancipated and 17 years old. It requires proof of age when seeking a marriage license and imposes a 14-day waiting period on licenses for 17-year-olds. The bill also prohibits a 17-year-old from marrying someone more than four years older than him or her.

Current law allows males to get married when they are 18 and females when they are 16. A juvenile court can also consent to allow a couple to get married younger than the minimum age when the female is pregnant and intends to have the child. For example, in 2002 a Gallia County judge granted consent for a 14-year-old pregnant girl to marry the 48-year-old father. While these cases are rare, they are allowable

under Ohio law, and proponents of the bill argue that the current law provides a high risk of abuse and exploitation of minors.

HB 511 was reported by the Community and Family Advancement Committee unanimously and has no opponents.

#### House Bill 540

HB 540 revises the Ohio Teacher Evaluation System (OTES). The bill requires the Department of Education to revise the state framework for teacher and administrator evaluations, based on the recommendations of the Educator Standards Board, and to submit a summary of its revisions to the State Board of Education for review. The bill also requires the State Board to adopt the revised framework by May 1, 2019, and requires school districts to update their teacher evaluation policies by July 1, 2019.

HB 540 makes several changes to the specifications for the revised framework and does not take effect until the 2020-2021 school year.

HB 540 is supported by the Ohio Education Association and the Ohio Educator Standards Board and has no opponents. The bill was reported by the Education and Career Readiness Committee 17-2 with Rep. Hood voting "no."

#### House Bill 543

HB 543 authorizes a county prosecuting attorney, in the attorney's discretion and with the approval of the board of county commissioners, to enter into a contract with a regional airport authority, port authority, or regional planning commission to be its legal adviser. The county prosecuting attorney would also be

permitted to charge a fee for legal services agreed to under the contract.

The bill was supported in committee by the Ohio Association of Regional Councils, the Ohio Aviation Association, the Dayton International Airport, and the Allen County Regional Airport Authority. The bill has no opponents and was reported 11-0.

#### **House Bill 551**

Currently there is low participation from 16- and 17-year-olds in both construction and manufacturing fields. HB 551 would encourage participation by allowing 16- and 17-year-olds to be hired in construction and manufacturing and permitting them to use a limited number of power tools after taking federally approved safety classes.

Employers would provide training to youth prior to operation of power tools to ensure the highest level of safety. The legislation would open up opportunities for youth exposure to these fields of employment, possibly leading to greater participation in the future.

HB 551 is supported by NFIB, Ohio Manufacturers' Association, and Associated Builders and Contractors. It is pending in Economic Development, Commerce, and Labor.

#### **House Bill 557**

HB 557 licenses and regulates the practice of art therapy, which is currently not recognized under Ohio law. The bill states that the Counselor, Social Worker, and Marriage and Family Therapist Board will regulate and adopt rules for art therapists.

Art therapists claim they have been practicing at the national level and in Ohio, but are not regulated as their own classification of medical professional. Opponents argue that creation of the title art therapist is unnecessary and inappropriate. The bill was amended to appease opponents by removing an art therapist's ability to "diagnose." While this helped, none of the opponents have changed their stance.

HB 557 is supported by the Buckeye Art Therapy Association, American Art Therapy Association, Cleveland Clinic, and others, but opposed by the Ohio Speech and Hearing Governmental Affairs Coalition, Ohio Occupational Therapists Association, and Ohio Counseling Association. The bill was reported by the Health Committee 13-3 with Reps. Butler, Merrin, and Romanchuk voting "no."

**House Bill 572**  
HB 572 aims to help correct a situation mainly affecting the developmental disabilities population.

The bill would require OPERS to grant a full year of service credit to a PERS member employed as a nonteaching school employee of a county board of developmental disabilities if the member performs full-time services in the position for at least nine months and is paid earnable salary in each month of that year. This member must meet the conditions as prescribed under the bill in order to receive the full service credit.

The bill also opens a 90-day window for each eligible county board of developmental disabilities, in working

through the county auditor, to report to OPERS the member's name and any additional information required by PERS in the form they require.

Current law grants a full year of service credit to an SERS member who is employed by a SERS-covered employer on a full-time basis for nine or more months of service within a year.

HB 572 was reported by the Aging and Long-Term Committee unanimously and has no opponents.

#### House Bill 595

HB 595 is another "probate omnibus" bill that includes several additional changes to make Ohio's probate law more efficient, fair, and updated. The bill expands Ohio's "Slayer Statute" by generally disqualifying a person convicted of involuntary manslaughter from in any way benefitting from the death of the victim of that offense.

The bill also responds to a desire to allow individuals to pass on knowing their estate instruments are valid and mechanisms exist to ensure that private details of their lives can be kept private in a post-mortem dispute. Specifically, the bill makes clear that provisions mandating arbitration in trust disputes are generally enforceable, creates a procedure for determining the validity of a trust prior to the death of the testator, and generally prohibits a person from contesting the validity of any trust as to facts a probate court decided were valid during the testator's lifetime.

The bill also allows for the personal representative of a decedent to file an application with the probate court to

release the decedent's medical records for the limited purpose of deciding whether to file a wrongful death claim, rather than having to open an estate for that limited purpose. The bill also contains provisions relating to the incorporation of trusts in wills and specifies that the exception to the anti-lapse provisions for wills and trusts only apply to multigenerational class gifts.

HB 595 is supported by the Ohio Judicial Conference and the Ohio State Bar Association. The bill has no opponents. It was unanimously reported by the Civil Justice Committee.

#### Senate Bill 66

SB 66 makes numerous "smart on crime" changes to Ohio's criminal justice system. The bill adds promotion of the effective rehabilitation of an offender to the overriding purposes of felony sentencing. It removes the mandatory one-year minimum that currently applies when a court sentences an offender to a community control sanction for a fourth- or fifth-degree felony under the presumption for such a sanction. This change allows a sentencing court to tailor a sentence to the needs of the individual so they can be more effectively rehabilitated.

The bill modifies how a sentencing court calculates the confinement credit by which the prison term for a felony must be reduced, and it allows a court to impose a new term of up to six months in jail as a penalty for a violation of a community control sanction.

Other key provisions in the bill deal with allowing people to get their lives back on track so they can be productive members of society. Key to these are provisions that:

1.) modify the criteria that a person must satisfy to be eligible for intervention in lieu of conviction, 2.) expand pretrial diversion eligibility with prosecutorial consent, and, 3.) expand the categories of offenders who are “eligible offenders” for purposes of Ohio’s Conviction Record Sealing Law.

SB 66 is supported by ODRC, Ohio Judicial Conference, and others. The bill has no opponents. It passed the Senate 32-0 and was unanimously reported by the House Criminal Justice Committee.

#### Senate Bill 81

Current law only allows a retired or honorably discharged veteran to apply for a concealed carry license with documentation of proof of training for up to 10 years after separation from the military. SB 81 would remove this time limit. This legislation removes concealed carry license fees for veterans unless waived fees in a year amount to \$1.5 million. The window will close until the start of next year if the limit is reached. The Attorney General will track waived fees and report to sheriffs when the window is closed.

SB 81 also permits a current veteran CHL holder to renew the license before expiration. This is already allowed for ordinary Ohio citizens and brings veterans with a CHL into that same group.

SB 81 is supported by AMVETS and has no opponents. It was reported out of Armed Services, Veterans Affairs, and Homeland Security 10-1.

#### Senate Bill 127

Am. S.B. 127 requires drivers to move over or reduce their speed for stationary waste

collection vehicles with flashing lights. The bill also allows waste collection vehicles (trash, garbage, refuse, or recyclables) to use flashing lights. The bill was supported by the Solid Waste Association of North America and Rumpke and did not have any opponents in House Government Accountability and Oversight. The bill was reported 10-0.

#### Senate Bill 216

SB 216 aims to deregulate burdensome policies affecting public school districts across the state and enact other education-related policies.

SB 216 revises the Ohio Teacher Evaluation System (OTES) as recommended by the Ohio Educator Standards Board and compromised by various stakeholders.

The bill also revises educator licensure and employment, including grade bands, licensure in Early College High Schools, career-tech licensure, substitute teacher licensure, and gifted services professional development.

Lastly, SB 216 revises textbook costs to students and universities for College Credit Plus, removes excused absences from the requirement of a school district's determination for an 'excessively absent' student, and requires each school district to complete and file a "Consolidated School Mandate Report" by November 30th every year with ODE.

SB 216 is pending in the Education and Career Readiness Committee.

#### Senate Bill 220

SB 220 provides an incentive for businesses to achieve a higher level of cybersecurity

through voluntary action. It creates an affirmative defense to a tort action against a covered entity because of a data breach if the entity is accused of failing to implement reasonable information security controls and the entity has a cybersecurity program that meets the bill's requirements.

"Covered entity" is defined as a business or nonprofit entity, including a financial institution, that accesses, maintains, communicates or handles personal information or restricted information.

The bill requires the covered entity to create, maintain, and comply with a written cybersecurity program in order to be eligible for the affirmative defense.

Attorney General Mike DeWine, the Ohio Chamber of Commerce, Nationwide, NFIB, Lunarline, and XLN Systems were proponents in the Senate. It is expected that the trial attorneys will oppose the bill in the House. The bill is pending in GAO committee. SB 220 passed the Senate 24-8 (party line).

#### Senate Bill 221

Sub. SB 221 looks to enhance Ohio's rulemaking process by not allowing informal policymaking by state agencies. This change will make the impact of agency rules more transparent. Sub. SB 221 would allow the Joint Committee on Agency Rule Review (JCARR) to call any agency that improperly establishes rule through policy rather than the formal process. It would also allow the committee to vote to make the agency write a formal rule in lieu of the informal policy. Other provisions in the bill pertain to a self-examination process, inaction on rules that agencies were statutorily required to propose, and JCARR's ability to review rules between a 5-year rule review period.

Sub. SB 221 passed the Senate 30-3 and is supported by JCARR, NFIB, Ohio Chamber, Ohio Association of Goodwill Industries, and the Small Business Consultants of Ohio.

**Senate Bill 239**

SB 239 requires the regional council of governments' (COG) officers—upon forming a COG and before taking an official action—to notify the Auditor of State of its formation. Records containing the names of political subdivisions that are members of a COG or names of representatives from those political subdivisions who serve on the COG are public records. COG officials and employees are subject to the Ethics Law under this bill. Under current law, a COG is sometimes formed in order to perform any number of functions, including studying governmental problems in a region, carrying out regional development projects, and pooling government resources to provide services. SB 239 is pending in State and Local Government Committee. To date, the bill is supported by Auditor Yost, OML, and the Ohio News Media Association. The bill passed the Senate 33-0.

**Senate Bill 299**

SB 299 provides \$23.5 million in additional GRF funding and \$12.7 million in additional capital funding for programs that support the protection and preservation of Lake Erie and its tributaries. The additional operating budget funding will go to the Department of Agriculture for soil and water conservation districts in the Lake Erie Basin and to the Soil and Water Phosphorus Program, which the bill creates. Additionally, the Department of Higher Education is provided new capital funding that will be given to the Ohio Sea

**Grant Program to build new laboratory space at the Stone Laboratory and buy in-lake monitoring equipment.**

SB 299 is the companion bill to HB 643 (Arndt, Patterson), which was reported out of Finance Committee unanimously. The only difference between the two bills is that HB 643 states that no more than 40 percent of the money in the phosphorus program can be used for one activity.